

VICTORIA.



PROCEEDINGS

AND

OF THE

LEGISLATIVE

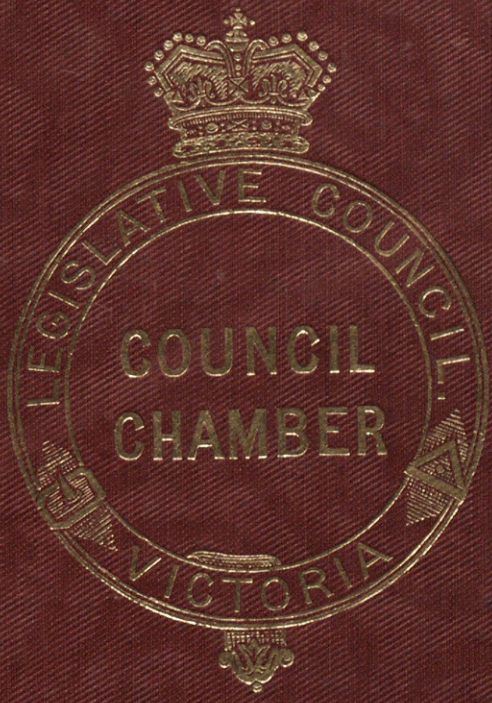
COUNCIL

SESSION

1890.

COUNCIL

CHAMBER



Page 4 of the Rev.

VICTORIA.



VOTES AND PROCEEDINGS

OF THE


LEGISLATIVE COUNCIL

DURING THE SESSION

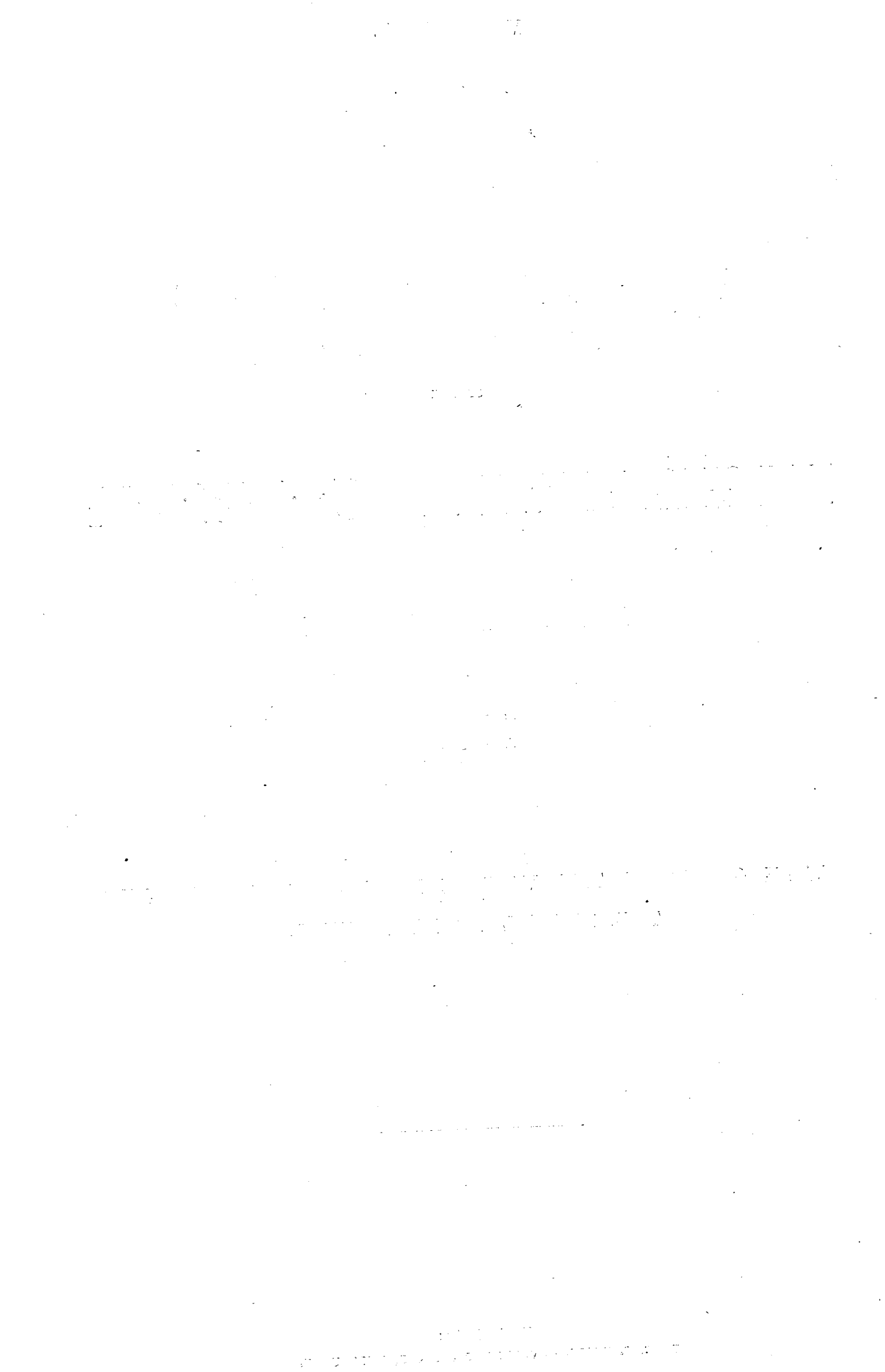
1890,

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

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By Authority: 

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



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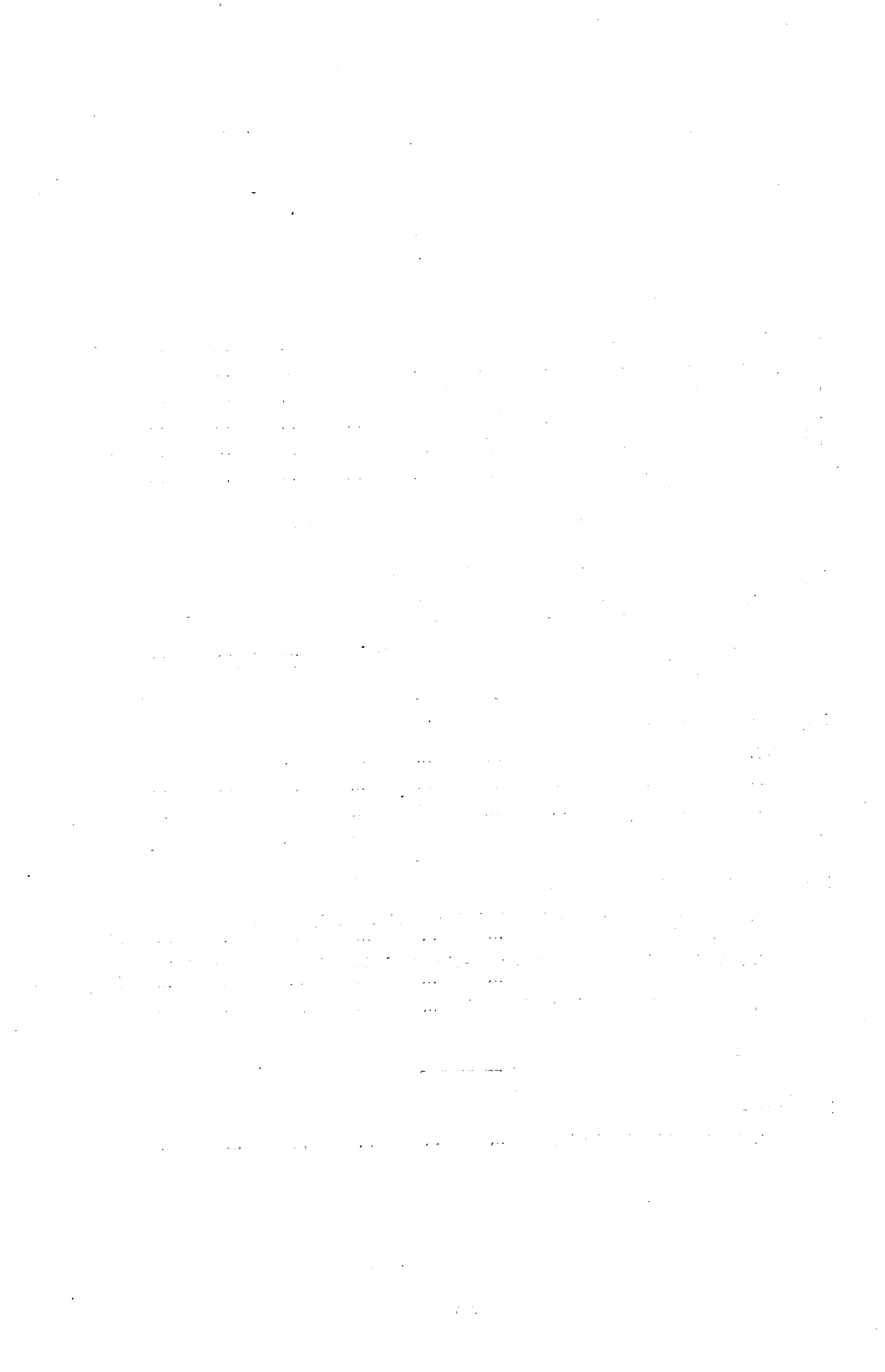
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RETURN OF MEMBERS OF THE LEGISLATIVE COUNCIL SUBSEQUENT TO  
PERIODICAL ELECTION OF MEMBERS, SEPTEMBER, 1890.

Names arranged in Order of Retirement.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
<b>MELBOURNE PROVINCE:</b>				
The Honorables—				
Sir Benjamin Benjamin ... ..	...	11 Sept. 1890	1896	Retired by rotation, and re-elected.
George Selth Coppin ... ..	30 Aug. 1889	...	1895	Elected under Act No. 995.
James Service ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
Cornelius Job Ham ... ..	27 Aug. 1886	...	1892	Retired by rotation, and re-elected.
<b>NORTH YARRA PROVINCE:</b>				
The Honorables—				
James George Beaney ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
George Le Fevre... ..	31 Aug. 1889	...	1894	Resigned his seat, and was re-elected.
William Henry Roberts ... ..	...	9 Sept. 1886	1892	Elected in place of Hon. G. Meares, C.M.G., who retired by rotation.
<b>SOUTH YARRA PROVINCE:</b>				
The Honorables—				
Sir Frederick Thomas Sargood ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
John Mark Davies ... ..	...	12 Sept. 1889	1895	Elected under Act No. 995.
Sir James MacBain ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
Simon Fraser ... ..	27 Aug. 1886	...	1892	Retired by rotation, and re-elected.
<b>SOUTHERN PROVINCE:</b>				
The Honorables—				
Thomas Brunton ... ..	...	11 Sept. 1890	1896	Elected in place of Hon. C. H. James, who retired by rotation.
Sir William John Clarke, Bart. ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
Donald Melville ... ..	27 Aug. 1886	...	1892	Retired by rotation, and re-elected.
<b>SOUTH-EASTERN PROVINCE:</b>				
The Honorables—				
James Balfour ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Frank Stanley Dobson ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
James Buchanan... ..	...	9 Sept. 1886	1892	Retired by rotation, and re-elected.
<b>NELSON PROVINCE:</b>				
The Honorables—				
James Phillip MacPherson ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
William Henry Seville Osmand ... ..	...	13 Sept. 1888	1894	Elected in place of Hon. Jas. Williamson, who retired by rotation.
Thomas Dowling ... ..	...	9 Sept. 1886	1892	Elected in place of Hon. H. H. Wettenhall, who retired by rotation.
<b>WESTERN PROVINCE:</b>				
The Honorables—				
Agar Wynne ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Samuel Winter Cooke ... ..	31 Aug. 1888	...	1894	Elected in place of Hon. W. Ross, who retired by rotation.
Nathan Thornley ... ..	27 Aug. 1886	...	1892	Retired by rotation, and re-elected.
<b>WELLINGTON PROVINCE:</b>				
The Honorables—				
Henry Cuthbert ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Edward Morey ... ..	30 Aug. 1889	...	1895	Elected under Act No. 995.
David Ham ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
Henry Gore ... ..	...	9 Sept. 1886	1892	Elected in place of Hon. G. F. Belcher, who retired by rotation.
<b>SOUTH-WESTERN PROVINCE:</b>				
The Honorables—				
Joseph Henry Connor ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Sidney Austin ... ..	31 Aug. 1888	...	1894	Elected in place of Hon. W. Robertson, who retired by rotation.
Donald Smith Wallace ... ..	...	20 June 1889	1892	Elected in place of Hon. F. Ormond, deceased.
<b>NORTH-EASTERN PROVINCE:</b>				
The Honorables—				
John Alston Wallace ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
James Stewart Butters ... ..	14 Aug. 1889	...	1894	Unseated on petition, and re-elected.
Frederick Brown ... ..	27 Aug. 1886	...	1892	Retired by rotation, and re-elected.

RETURN OF MEMBERS—*continued.*

Names arranged in Order of Retirement.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
<b>GIPPSLAND PROVINCE :</b>				
The Honorables—				
William McCulloch ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected. Elected under Act No. 995.
Charles Sargeant ... ..	...	12 Sept. 1889	1895	
George Davis ... ..	...	13 Sept. 1888	1894	
William Pearson... ..	...	9 Sept. 1886	1892	Retired by rotation, and re-elected.
<b>NORTH CENTRAL PROVINCE :</b>				
The Honorables—				
Nicholas FitzGerald ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
William Austin Zeal ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
William Edward Stanbridge ... ..	...	9 Sept. 1886	1892	Retired by rotation, and re-elected.
<b>NORTHERN PROVINCE :</b>				
The Honorables—				
William Irving Winter-Irving ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected. Elected under Act No. 995.
George Simmie ... ..	...	12 Sept. 1889	1895	
Frederick Illingworth ... ..	...	16 July 1889	1894	
Joseph Henry Abbott ... ..	4 April 1889	...	1892	Elected in place of Hon. D. C. Sterry, resigned.
<b>NORTH-WESTERN PROVINCE :</b>				
The Honorables—				
George Young ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected. Elected under Act No. 995.
Joseph Major Pratt ... ..	...	12 Sept. 1889	1895	
James Bell ... ..	28 Sept. 1889	...	1894	Accepted an office of profit, and was re-elected.
David Coutts ... ..	27 Aug. 1886	...	1892	

JOHN BARKER,  
*Clerk of the Legislative Council.*

Legislative Council,  
Melbourne, 15 Oct., 1890.



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VICTORIA.

SUMMARY OF PROCEEDINGS ON BILLS IN THE LEGISLATIVE COUNCIL DURING THE SESSION 1890.

No.	SHORT TITLES OF BILLS.	By whom and when initiated.	PROGRESS.																		Number of Act.	REMARKS.				
			First Reading.	Second Reading.	Committal.	Report.	Re-committal.	Report after Re-committal.	Adoption of Report.	Third Reading:		Passing.	Sent to Legislative Assembly.	Returned to Legislative Assembly with Amendments, or with Amendments insisted on.	Returned from Legislative Assembly:		Amendments considered.	Amendments recommended by Governor.	Amendments recommended by Governor considered.	Assent.						
										With Amendments.	Without Amendments.				Without Amendments.	With Amendments, or with Amendments insisted on.										
1	Declarations Commissioners Bill .. .. .	Honorable H. Cuthbert .. .. . 21 May	1890. 21 May	1890. 10 June	1890. 10 June	1890. 25 June	1890. 16 Sept.	1890. 16 Sept.	1890. 1 October	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 19 Dec.	MCXCI.				
2	Partition Law Amendment Bill .. .. .	Honorable J. M. Davies .. .. . 10 June	1890. 10 June	1890. 25 June	1890. 2 July	1890. 15 July	1890. 16 Sept.	1890. 16 Sept.	1890. 1 October	1890. 16 July	1890. 16 July	1890. 16 July	1890. 16 July	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	MCXC.	Not returned from Legislative Assembly		
3	Criminal Law Amendment Bill .. .. .	Honorable H. Cuthbert .. .. . 10 June	1890. 10 June	1890. 25 June	1890. 25 June	1890. 16 Sept.	1890. 16 Sept.	1890. 1 October	1890. 1 October	1890. 16 July	1890. 16 July	1890. 16 July	1890. 16 July	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	MCXCVIII.			
4	Infant Life Protection Bill .. .. .	Honorable H. Cuthbert .. .. . 10 June	1890. 10 June	1890. 15 July	1890. 15 July	1890. 29 July	1890. 26 Aug.	1890. 26 Aug.	1890. 27 Aug.	1890. 27 Aug.	1890. 27 Aug.	1890. 27 Aug.	1890. 27 Aug.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	..	Not returned from Legislative Assembly.		
5	Official Secrets Bill .. .. .	Honorable J. Bell .. .. . 10 June	1890. 10 June	1890. 25 June	1890. 25 June	1890. 8 July	1890. 9 July	1890. 9 July	1890. 9 July	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 25 June	1890. 25 June	1890. 25 June	1890. 25 June	1890. 25 June	1890. 25 June	1890. 25 June	1890. 25 June	1890. 25 June	MLVII.			
6	Railway Loan Act 1889 Amendment Bill .. .. .	Message from Legislative Assembly 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	1890. 24 June	MCLXXI.			
7	Census Bill .. .. .	Message from Legislative Assembly 24 June	1890. 24 June	1890. 22 July	1890. 22 July	1890. 22 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. 29 July	..	Lapsed in Committee, 10 Sept. 1890		
8	Pleuro-pneumonia Extermination Bill .. .. .	Honorable G. Davis .. .. . 24 June	1890. 24 June	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MCLXI.		
9	Customs Bill 1890 .. .. .	Message from Legislative Assembly 25 June	1890. 25 June	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLVIII.		
10	A Bill intitled "An Act for the Interpretation of Legislative Enactments and for Shortening the Language used therein"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLIX.		
11	A Bill intitled "An Act to consolidate the Laws relating to the Aboriginal Natives of Victoria"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLX.		
12	A Bill intitled "An Act to consolidate the Law relating to the Administration of the Estates of Deceased Persons"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXI.		
13	A Bill intitled "An Act to consolidate the Laws relating to the Agent-General for Victoria"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXII.		
14	A Bill intitled "An Act to consolidate the Law relating to Colleges of Agriculture"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXIII.		
15	A Bill intitled "An Act to consolidate the Law relating to Aliens"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXIV.		
16	A Bill intitled "An Act to consolidate the Law relating to the Protection of Animals"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXV.		
17	A Bill intitled "An Act to consolidate the Law relating to Sales by Auction and Auctioneers"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXVI.	
18	A Bill intitled "An Act to Consolidate the Law for the Collection and Payment of the Public Moneys the Audit of the Public Accounts and the Protection and Recovery of the Public Property"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXVII.	
19	A Bill intitled "An Act to consolidate the Laws relating to Bakers and Millers"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXVIII.	
20	A Bill intitled "An Act to consolidate the Laws relating to Banks and the Currency"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MCLXIV.	Reserved for the signification of Her Majesty's pleasure thereon, and afterwards assented to.
21	A Bill intitled "An Act to consolidate the Law relating to Building Societies"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXIX.	
22	A Bill intitled "An Act to consolidate the Laws relating to Butchers and Abattoirs"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXX.	
23	A Bill intitled "An Act to consolidate the Law relating to Licensed Carriages"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXI.	
24	A Bill intitled "An Act to consolidate the Law relating to Carriers Innkeepers and others"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXII.	
25	A Bill intitled "An Act to consolidate the Laws relating to Cemeteries"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXIII.	
26	A Bill intitled "An Act to consolidate the Laws affecting the Chinese immigrating to or resident in Victoria"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXIV.	
27	A Bill intitled "An Act to consolidate the Law relating to Companies"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXV.	
28	A Bill intitled "An Act to consolidate the Law relating to the Amendment of the Constitution"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXVI.	
29	A Bill intitled "An Act to consolidate the Law relating to Copyright"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXVII.	
30	A Bill intitled "An Act to consolidate the Law relating to Coroners"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXVIII.	
31	A Bill intitled "An Act to consolidate the Laws relating to County Courts"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXIX.	
32	A Bill intitled "An Act to consolidate the Law relating to Crimes and Criminal Offenders"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	MLXXX.	
33	A Bill intitled "An Act to consolidate the Law relating to the Protection and Recovery of Crown Property and the enforcement of Claims against the Crown"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July																			

SUMMARY OF PROCEEDINGS ON BILLS IN THE LEGISLATIVE COUNCIL DURING THE SESSION 1890—continued.

No.	SHORT TITLES OF BILLS.	By whom and when initiated.	PROGRESS.																		Number of Act.	REMARKS.	
			First Reading.	Second Reading.	Committee.	Report.	Re-committal.	Report after Re-committal.	Adoption of Report.	Third Reading:		Passing.	Sent to Legislative Assembly.	Returned to Legislative Assembly with Amendments, or with Amendments insisted on.	Returned from Legislative Assembly:		Amendments considered.	Amendments recommended by Governor.	Amendments recommended by Governor considered.	Assent.			
			1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July			1890. 8 July
40	A Bill intituled "An Act to consolidate the Laws relating to Employers and Employés"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MLXXXVII.	
41	A Bill intituled "An Act to consolidate the Law of Evidence"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MLXXXVIII.	
42	A Bill intituled "An Act to consolidate the Law relating to Exhibitions"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MLXXXIX.	
43	A Bill intituled "An Act to consolidate the Laws relating to the Importation Carriage Storage Manufacture and Sale of Explosives"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXC.	
44	A Bill intituled "An Act to consolidate the Law relating to the supervision and regulation of Factories and Workrooms and the limitation of the Hours of Trading in Shops"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCI.	
45	A Bill intituled "An Act to consolidate the Law relating to Dividing Fences"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCII.	
46	A Bill intituled "An Act to consolidate the Law relating to Fisheries"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCIII.	
47	A Bill intituled "An Act to consolidate the Law relating to Friendly Societies"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCIV.	
48	A Bill intituled "An Act to consolidate the Law relating to the Protection of Game"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCV.	
49	A Bill intituled "An Act to consolidate the Law relating to Gaols"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCVI.	
50	A Bill intituled "An Act to consolidate the Law relating to Hawkers and Pedlars"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCVII.	
51	A Bill intituled "An Act to consolidate the Law relating to Public Health"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCVIII.	
52	A Bill intituled "An Act to consolidate the Law relating to Hospitals and Charities"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MXCIX.	
53	A Bill intituled "An Act to consolidate the Law relating to the Imprisonment of Fraudulent Debtors"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MC.	
54	A Bill intituled "An Act to consolidate the Law relating to the Care and Cure of Inebriates"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
55	A Bill intituled "An Act to consolidate the Law relating to Insolvents and their Estates"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
56	A Bill intituled "An Act to consolidate the Law relating to Instruments and Securities"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
57	A Bill intituled "An Act to consolidate the Law relating to Juries"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
58	A Bill intituled "An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
59	A Bill intituled "An Act to consolidate the Laws relating to the Sale and Occupation of Crown Lands and for other purposes"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
60	A Bill intituled "An Act to consolidate the Law relating to Land Tax"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
61	A Bill intituled "An Act to consolidate the Laws relating to Landlord and Tenant"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
62	A Bill intituled "An Act to consolidate the Law relating to the mode of procedure in taking and determining the Compensation to be paid for Lands required by the State for Public Works"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
63	A Bill intituled "An Act to consolidate the Laws relating to Libraries"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
64	A Bill intituled "An Act to consolidate the Laws relating to the Licensing of Public Houses and the Sale of Fermented and Spirituous Liquors"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
65	A Bill intituled "An Act to consolidate the Laws relating to Local Government"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
66	A Bill intituled "An Act to consolidate the Law relating to Lunatics"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
67	A Bill intituled "An Act to consolidate the Law relating to Passengers Harbors and Navigation"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	Reserved for the signification of Her Majesty's pleasure thereon, and afterwards assented to.
68	A Bill intituled "An Act to consolidate the Laws relating to Collectors and Dealers in Special Wares Marine Stores and Old Metals"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
69	A Bill intituled "An Act to consolidate the Laws relating to Markets"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
70	A Bill intituled "An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	Reserved for the signification of Her Majesty's pleasure thereon, and afterwards assented to.
71	A Bill intituled "An Act to consolidate the Law relating to the Property of Married Women"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
72	A Bill intituled "An Act to consolidate the Law relating to Masters and Apprentices"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890 ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. 10 July	MCI.	
73	A Bill intituled "An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists and to adopt and continue the British Pharmacopœia"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July																		

SUMMARY OF PROCEEDINGS ON BILLS IN THE LEGISLATIVE COUNCIL DURING THE SESSION 1890—continued.

No.	SHORT TITLES OF BILLS.	By whom and when initiated.	PROGRESS.																		Number of Act.	REMARKS.
			First Reading.	Second Reading.	Committal.	Report.	Re-committal.	Report after re-committal.	Adoption of Report.	Third Reading :		Passing.	Sent to Legislative Assembly.	Returned to Legislative Assembly with Amendments, or with Amendments insisted on.	Returned from Legislative Assembly :		Amendments considered.	Amendments recommended by Governor.	Amendments recommended by Governor considered.	Assent.		
										With Amendments.	Without Amendments.				Without Amendments, or with Amendments agreed to.	With Amendments, or with Amendments disagreed to.						
77	A Bill intituled "An Act to consolidate the Law relating to Neglected Children"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXI.	
78	A Bill intituled "An Act to consolidate the Law relating to the Exemption of certain Contracts from the Law of Partnerships"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXII.	
79	A Bill intituled "An Act to consolidate the Law concerning Letters Patent for Inventions"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXIII.	
80	A Bill intituled "An Act to consolidate the Laws relating to Pawnbrokers"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXIV.	
81	A Bill intituled "An Act to consolidate the Law relating to the Sale and Use of Poisons"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXV.	
82	A Bill intituled "An Act to consolidate the Law relating to the Management of Towns and other Populous Places and for the Suppression of various Offences"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXVI.	
83	A Bill intituled "An Act to consolidate the Law relating to the Police Force in Victoria"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXVII.	
84	A Bill intituled "An Act to consolidate the Law relating to the Post Office and for other purposes"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXVIII.	
85	A Bill intituled "An Act to consolidate the Law relating to the Impounding of Cattle"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXIX.	
86	A Bill intituled "An Act to consolidate the Laws relating to the preventing the Printing and Publishing of Books and Papers by Persons not known and to the Printing and Publishing of Newspapers"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXX.	
87	A Bill intituled "An Act to consolidate the Law relating to Provident Societies"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXI.	
88	A Bill intituled "An Act to consolidate the Law relating to Penalties"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXII.	
89	A Bill intituled "An Act to consolidate the Laws relating to the Public Service of Victoria"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXIII.	
90	A Bill intituled "An Act to consolidate the Laws relating to Public Works"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXIV.	
91	A Bill intituled "An Act to consolidate the Law relating to Railways"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXV.	
92	A Bill intituled "An Act to consolidate the Laws relating to Real Property"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXVI.	
93	A Bill intituled "An Act to consolidate the Law relating to the Registration of Births Deaths and Marriages"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXVII.	
94	A Bill intituled "An Act to consolidate the Law relating to Savings Banks"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXVIII.	
95	A Bill intituled "An Act to consolidate the Law relating to Seamen"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXXXIX.	
96	A Bill intituled "An Act to consolidate the Law relating to Stamps"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXL.	
97	A Bill intituled "An Act to consolidate the Laws relating to Diseases in Stock"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLI.	
98	A Bill intituled "An Act to consolidate the Law relating to the Supreme Court"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLII.	
99	A Bill intituled "An Act to consolidate the Law enabling Trustees of Temperance Halls to demise certain lands for terms of years and to raise Loans on the Rents of such lands and buildings and for other purposes"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLIII.	
100	A Bill intituled "An Act to consolidate the Law relating to Licensed Theatres"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLIV.	
101	A Bill intituled "An Act to consolidate the Law relating to the Eradication of Thistles"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLV.	
102	A Bill intituled "An Act to consolidate the Law relating to Trade Marks"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLVI.	
103	A Bill intituled "An Act to consolidate the Law relating to Trade Unions"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLVII.	
104	A Bill intituled "An Act to consolidate the Law relating to Tramways"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLVIII.	
105	A Bill intituled "An Act to consolidate the Law relating to the Simplification of the Title to and the Dealing with Estates in Land"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCXLIX.	
106	A Bill intituled "An Act to consolidate the Law relating to Trusts and Trustees"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCL.	
107	A Bill intituled "An Act to consolidate the Law relating to the University of Melbourne"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLI.	
108	A Bill intituled "An Act to consolidate the Law relating to Unlawful Assemblies and Riotously Disturbed Districts"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLII.	
109	A Bill intituled "An Act to consolidate the Law relating to the Destruction and Suppression of Rabbits and other Vermin"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLIII.	
110	A Bill intituled "An Act to consolidate the Law relating to Veterinary Surgeons"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLIV.	
111	A Bill intituled "An Act to consolidate the Law relating to Vine Diseases"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLV.	
112	A Bill intituled "An Act to consolidate the Law relating to the Supply and Conservation of Water"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLVI.	
113	A Bill intituled "An Act to consolidate the Law relating to the Cultivation of Wattle Trees"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 														

SUMMARY OF PROCEEDINGS ON BILLS IN THE LEGISLATIVE COUNCIL DURING THE SESSION 1890—continued.

No.	SHORT TITLES OF BILLS.	By whom and when initiated	PROGRESS.																		Number of Act.	REMARKS.
			First Reading.	Second Reading.	Committal.	Report.	Re-committal.	Report after re-committal.	Adoption of Report.	Third Reading:		Passing.	Sent to Legislative Assembly.	Returned to Legislative Assembly with Amendments, or with Amendments insisted on.	Returned from Legislative Assembly:		Amendments considered.	Amendments recommended by Governor.	Amendments recommended by Governor considered.	Assent.		
										With Amendments.	Without Amendments.				Without Amendments, or with Amendments agreed to.	With Amendments, or with Amendments disagreed to.						
114	A Bill intitled "An Act to consolidate the Law relating to Weights and Measures"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. ..	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLVIII.		
115	A Bill intitled "An Act to consolidate the Laws relating to Wills"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. ..	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLVIX.		
116	A Bill intitled "An Act to consolidate the Laws relating to Wills"	Message from Legislative Assembly 1 July	1890. 1 July	1890. 8 July	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. 8 July	1890. ..	1890. 8 July	1890. 8 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 10 July	MCLX.		
117	Legislative Council Election Laws Amendment Bill .. ..	Honorable C. Sargeant .. .. 1 July	1890. 1 July	1890. 9 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	..	Ordered to be read a second time this day six months, 27 August, 1890.
118	Shire Boundaries Bill .. ..	Message from Legislative Assembly 8 July	1890. 8 July	1890. 15 July	1890. 15 July	1890. 15 July	1890. ..	1890. ..	1890. 15 July	1890. ..	1890. 15 July	1890. 15 July	1890. ..	1890. 15 July	1890. 22 July	1890. 22 July	1890. ..	1890. ..	1890. 28 July	MCLXII.		
119	Real Property Act 1890 Amendment Bill .. ..	Message from Legislative Assembly 16 July	1890. 16 July	1890. 29 July	1890. 29 July	1890. 19 Aug.	1890. 19 Aug. 26 Aug.	1890. 19 Aug. 26 Aug.	1890. 27 Aug.	1890. ..	1890. 27 Aug.	1890. 27 Aug.	1890. ..	1890. 27 Aug.	1890. 10 Sept.	1890. ..	1890. ..	1890. 16 Sept.	1890. 23 Sept.	1890. 29 Sept.	MCLXXIV.	
120	Portland Shire Hall Bill .. ..	Message from Legislative Assembly 16 July	1890. 16 July	1890. 20 Aug.	1890. 20 Aug.	1890. 20 Aug.	1890. ..	1890. ..	1890. 20 Aug.	1890. ..	1890. 27 Aug.	1890. 27 Aug.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 1 Sept.	MCLXIX.	
121	Electoral Rolls Validating Bill .. ..	Message from Legislative Assembly 22 July	1890. 22 July	1890. 29 July	1890. 29 July	1890. 29 July	1890. ..	1890. ..	1890. 29 July	1890. ..	1890. 29 July	1890. 29 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 1 Aug.	MCLXXIII.	
122	Mines Act 1890 Amendment Bill .. ..	Message from Legislative Assembly 22 July	1890. 22 July	1890. 3 Sept. 8 Oct.	1890. 8 Oct.	1890. 16 Dec.	1890. ..	1890. ..	1890. 16 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXIX.	
123	Evidence Law Amendment Bill .. ..	The Honorable Lieut.-Col. Sir F. T. Sargood 29 July	1890. 29 July	1890. 3 Sept.	1890. 3 Sept.	1890. 24 Sept.	1890. 1 Oct.	1890. 1 Oct.	1890. 8 Oct.	1890. ..	1890. 8 Oct.	1890. 8 Oct.	1890. 8 Oct.	1890. 8 Oct.	1890. ..	1890. ..	1890. ..	1890. 18 Dec.	1890. ..	1890. 20 Dec.	MCCI.	
124	Consolidated Revenue Bill .. ..	Message from Legislative Assembly 31 July	1890. 31 July	1890. 31 July	1890. 31 July	1890. 31 July	1890. ..	1890. ..	1890. 31 July	1890. ..	1890. 31 July	1890. 31 July	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 1 Aug.	MCLXVIII.	
125	Trade Marks Act 1890 Amendment Bill .. ..	Message from Legislative Assembly 19 Aug.	1890. 19 Aug.	1890. 9 Sept.	1890. 9 Sept.	1890. 8 Oct.	1890. 21 Oct.	1890. 21 Oct.	1890. 21 Oct.	1890. ..	1890. 21 Oct.	1890. 21 Oct.	1890. ..	1890. 21 Oct.	1890. 16 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXIII.	
126	Marriage Act 1890 Amendment Bill .. ..	Message from Legislative Assembly 19 Aug.	1890. 19 Aug.	1890. 9 Sept.	1890. 9 Sept.	1890. 8 Oct.	1890. ..	1890. ..	1890. 15 Oct.	1890. ..	1890. 21 Oct.	1890. 21 Oct.	1890. ..	1890. 21 Oct.	1890. 16 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	..	Reserved for the signature of Her Majesty's pleasure thereon, 20 Dec. 1890.
127	Melbourne Tramways Trust (Borrowing Powers) Bill .. ..	Message from Legislative Assembly 19 Aug.	1890. 20 Aug.	1890. 27 Aug.	1890. 27 Aug.	1890. 3 Sept.	1890. ..	1890. ..	1890. 9 Sept.	1890. ..	1890. 9 Sept.	1890. 9 Sept.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 22 Sept.	MCLXXXIII.	
128	Kew Church of England Lands Bill .. ..	Message from Legislative Assembly 26 Aug.	1890. 27 Aug.	1890. 3 Sept.	1890. 3 Sept.	1890. 10 Sept.	1890. ..	1890. ..	1890. 10 Sept.	1890. ..	1890. 10 Sept.	1890. 10 Sept.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 15 Sept.	MCLXXII.	
129	Presbyterian Trusts Bill .. ..	Message from Legislative Assembly 26 Aug.	1890. 27 Aug.	1890. 3 Sept.	1890. 3 Sept.	1890. 10 Sept.	1890. 17 Sept.	1890. 17 Sept.	1890. 17 Sept.	1890. ..	1890. 17 Sept.	1890. 17 Sept.	1890. ..	1890. 17 Sept.	1890. 1 Oct.	1890. ..	1890. ..	1890. ..	1890. ..	1890. 6 Oct.	MCLXXV.	
130	Land Act 1890 Amendment Bill (2) .. ..	Message from Legislative Assembly 3 Sept.	1890. 3 Sept.	1890. 9 Sept.	1890. 9 Sept.	1890. 9 Sept.	1890. ..	1890. ..	1890. 9 Sept.	1890. ..	1890. 9 Sept.	1890. 9 Sept.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 15 Sept.	MCLXXX.	
131	Consolidating Acts Revision Bill .. ..	Message from Legislative Assembly 10 Sept.	1890. 10 Sept.	1890. 16 Sept.	1890. 16 Sept.	1890. 16 Sept.	1890. 23 Sept. 1 Oct.	1890. 23 Sept. 1 Oct.	1890. 1 Oct.	1890. ..	1890. 1 Oct.	1890. 1 Oct.	1890. ..	1890. 1 Oct.	1890. 2 Oct.	1890. ..	1890. ..	1890. ..	1890. ..	1890. 6 Oct.	MCLXXXVI.	
132	Railways Standing Committee Bill .. ..	Message from Legislative Assembly 17 Sept.	1890. 17 Sept.	1890. 23 Sept. 24 Sept.	1890. 24 Sept.	1890. 7 Oct.	1890. ..	1890. ..	1890. 7 Oct.	1890. ..	1890. 7 Oct.	1890. 7 Oct.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 9 Oct.	MCLXXXVII.	
133	Melbourne Harbor Trust Act 1890 Amendment Bill .. ..	Message from Legislative Assembly 23 Sept.	1890. 23 Sept.	1890. 8 Oct.	1890. 8 Oct.	1890. 4 Dec.	1890. 4 Dec.	1890. 4 Dec.	1890. 9 Dec.	1890. 9 Dec.	1890. 9 Dec.	1890. 9 Dec.	1890. ..	1890. 9 Dec.	1890. 16 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXII.	
134	Municipal Overdrafts Indemnity Bill .. ..	Message from Legislative Assembly 1 Oct.	1890. 1 Oct.	1890. 8 Oct. 2 Dec.	1890. 2 Dec.	1890. 2 Dec.	1890. ..	1890. ..	1890. 2 Dec.	1890. ..	1890. 2 Dec.	1890. 2 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 8 Dec.	MCLXXX.	
135	Melbourne Hydraulic Power Company's Act Amendment Bill ..	Message from Legislative Assembly 2 Oct.	1890. 7 Oct.	1890. 15 Oct.	1890. 15 Oct.	1890. 22 Oct.	1890. ..	1890. ..	1890. 22 Oct.	1890. ..	1890. 22 Oct.	1890. 22 Oct.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 24 Oct.	MCLXXXIX.	
136	Melbourne and Metropolitan Board of Works Bill .. ..	Message from Legislative Assembly 7 Oct.	1890. 7 Oct.	1890. 14 Oct.	1890. 14 Oct.	1890. 11 Dec.	1890. 11 Dec. 16 Dec.	1890. 11 Dec. 16 Dec.	1890. 16 Dec.	1890. ..	1890. 16 Dec.	1890. 16 Dec.	1890. ..	1890. 16 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 20 Dec.	1890. 20 Dec.	1890. 20 Dec.	1890. 20 Dec.	MCXCVII.	
137	Suburban Tramways Company Bill .. ..	Message from Legislative Assembly 7 Oct.	1890. 8 Oct.	1890. 15 Oct.	1890. 15 Oct.	1890. 22 Oct.	1890. 3 Dec. 4 Dec.	1890. 3 Dec. 4 Dec.	1890. 4 Dec.	1890. ..	1890. 4 Dec.	1890. 4 Dec.	1890. ..	1890. 4 Dec.	1890. 16 Dec.	1890. ..	1890. ..	1890. 20 Dec.	1890. 20 Dec.	1890. 20 Dec.	MCXCV.	
138	Consolidated Revenue Bill (2) .. ..	Message from Legislative Assembly 21 Oct.	1890. 21 Oct.	1890. 21 Oct.	1890. 21 Oct.	1890. 21 Oct.	1890. ..	1890. ..	1890. 21 Oct.	1890. ..	1890. 21 Oct.	1890. 21 Oct.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 24 Oct.	MCLXXXVIII.	
139	Law of Evidence Amendment Bill (2) .. ..	Message from Legislative Assembly 5 Nov.	1890. 5 Nov.	1890. 3 Dec.	1890. 3 Dec.	1890. 3 Dec.	1890. ..	1890. ..	1890. 3 Dec.	1890. ..	1890. 4 Dec.	1890. 4 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 9 Dec.	MCLXXXI.	
140	Debitures Conversion Bill .. ..	Message from Legislative Assembly 5 Nov.	1890. 5 Nov.	1890. 2 Dec.	1890. 2 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	..	Withdrawn 11 Dec. 1890.
141	Councils of Conciliation Bill .. ..	Message from Legislative Assembly 4 Dec.	1890. 4 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	..	Lapsed.
142	Contractors' Lien Bill .. ..	Message from Legislative Assembly 4 Dec.	1890. 4 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	..	Lapsed.
143	Cape Patterson Railway Act Amendment Bill .. ..	Message from Legislative Assembly 16 Dec.	1890. 16 Dec.	1890. 16 Dec.	1890. 16 Dec.	1890. 16 Dec.	1890. ..	1890. ..	1890. 16 Dec.	1890. ..	1890. 16 Dec.	1890. 16 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 18 Dec.	1890. 18 Dec.	1890. 19 Dec.	MCLXXXIV.	
144	Appropriation Bill .. ..	Message from Legislative Assembly 16 Dec.	1890. 16 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 20 Dec.	MCXCIV.	
145	Supreme Court Rules Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 18 Dec.	1890. ..	1890. ..	1890. 20 Dec.	1890. 20 Dec.	1890. 20 Dec.	MCXCIX.	
146	Treasury Bonds Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXVI.	
147	Railway Loan Application Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXVII.	
148	Irrigation and Water Supply Loans Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXVIII.	
149	Consolidating Acts Further Revision Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCLXXXV.	
150	Railway Loan Act 1888 Amendment Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 20 Dec.	MCXCVI.	
151	North Melbourne Railway Lands Exchange Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCXCIII.	
152	Agricultural Show Yards Sale Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. 17 Dec.	1890. ..	1890. 17 Dec.	1890. 17 Dec.	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. ..	1890. 19 Dec.	MCXCII.	
153	Fire Brigades Bill .. ..	Message from Legislative Assembly 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 17 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. 18 Dec.	1890. ..	1890. 18 Dec.	1890. 18										



VICTORIA.

No. 1.

Minutes of the Proceedings

OF THE

LEGISLATIVE COUNCIL.

WEDNESDAY, 21ST MAY, 1890.

1. The Council met pursuant to the Proclamation of His Excellency the Governor, bearing date the 3rd day of April, 1890, which Proclamation was read by the Clerk, and is as follows:—

SECOND SESSION OF THE FOURTEENTH PARLIAMENT.

PROCLAMATION

By His Excellency THE RIGHT HONORABLE JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.

WHEREAS by *The Constitution Act* it is amongst other things enacted that it shall 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 shall deem it expedient: And whereas the said Council and Assembly called "The Parliament of Victoria," stand prorogued until Tuesday the fifteenth day of April instant, and it is expedient further to prorogue the same, and 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 further prorogue the said Parliament of Victoria from Tuesday the fifteenth day of April instant until Wednesday the twenty-first day of May next ensuing; and also I do hereby fix Wednesday the twenty-first day of May aforesaid 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 Two o'clock in the afternoon, 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 third day of April, in the year of our Lord One thousand eight hundred and ninety, and in the fifty-third year of Her Majesty's reign.

(L.S.)

HOPETOUN.

By His Excellency's Command,

D. GILLIES,  
Premier.

GOD SAVE THE QUEEN!

2. APPROACH OF HIS EXCELLENCY THE GOVERNOR.—The Approach of His Excellency the Governor was announced by the Usher.

His Excellency came into the Council Chamber, and commanded the Usher to desire the attendance of the Legislative Assembly in the Council Chamber, who, being come with their Speaker, His Excellency was pleased to speak as follows:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

On the first occasion of my meeting Parliament, I am glad to be able to congratulate you on the general prosperity of the country.

The meeting of a Conference of representatives of the Australasian Colonies in Melbourne to consider the question of Federation must be regarded as a landmark in our history. It is our good fortune that the desirability of a closer union has not been forced upon us by danger from a foreign foe or by internal embarrassments, but has come of itself, as our relations one with another are becoming closer and as the feeling of a common Australian nationality has grown more vivid. We may all feel justly proud of the dignified and thoughtful debates in which the statesmen who met together in February have helped to prepare the way for Federation; and it is scarcely too much to say that provincial boundaries are already obliterated in sentiment. As Victorians, we have the pleasure of reflecting that this Colony has always identified itself with the movement for a United Australia, and it will be your task to consider and, as you in your wisdom may determine, give effect to the resolutions passed at the Conference.

The necessary works to complete the defence of the Colony have been satisfactorily advanced, and the re-armament of the forts with the new type of Breechloading guns is now almost finished. Representations have been made to secure for officers of our Naval Force, when attached for instruction to ships of the Imperial Fleet, the same privileges and status as are given to officers of the Royal Naval Reserve. In view of the difficulties that have attended the formation of a Trained Reserve for our Military Forces, it is proposed to ask the consent of Parliament to an augmentation of the Militia and Volunteer Forces.

The Imperial Government has made an important offer to the Australian Colonies, that we should unite with England to bear the cost of a great reduction in the rates of postage to Europe. My advisers are of opinion that in this matter the Colonies should act unitedly, and have so communicated with the other Colonies—intimating their willingness to join with them in accepting the proposal. At the invitation of the South Australian Government, a Conference is to be held in Adelaide with a view of agreeing upon united action on this and other important matters. Consideration will be given to the charges for cable communication.

An Act of last Session has been given effect to by the appointment of a Minister of Health, and by the election for the first time of Municipal Representatives to the Board of Public Health, upon which the head of the Department and the Sanitary expert obtained from Great Britain represent the Government. The new organization has commenced its operations with every promise of efficiency.

The Primary School System of the country has been extended during the past year by the addition of nearly a hundred schools; and the numbers in attendance are steadily rising. Side by side with this is a remarkable expansion of Technical Schools and Schools of Design, which appear to attract large classes even in comparatively small towns.

During the recess an important Commission has been appointed to consider and report on the condition of our Public Charities, and make suggestions as to improvements.

**MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :**

You will be asked to consider Supplementary Estimates for 1889-90.

The Estimates for 1890-91 will shortly be laid before you; while providing fully for the requirements of the Public Service, they will also exhibit a due regard to economy.

**MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :**

**MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :**

A Measure to extend our Railway System, which is every day becoming of more importance, will be submitted to you without delay. Although much has been done to provide Railway communication to the greater portion of the settled districts of the country, much still remains to do, and the proposals which will be submitted to you will provide for the most important claims which have been urged for Railway Extension.

The Bill for the establishment of a Metropolitan Board of Works, which was ready for submission to you last year, but which, through pressure of other business, was postponed, will be submitted to you early this Session, so that there may be time for its careful consideration. It is anticipated that the report and plans of the sanitary engineer, who has examined and considered the subject of the efficient sewerage and drainage of the metropolitan area, will be in the hands of the Government in a few months.

Steady progress has been made with the National and Trust Works, which have been designed to make large supplies of water available for Irrigation purposes. The weir upon the Loddon is well advanced, that upon the Goulburn nearly completed, and works of distribution are being rapidly pushed forward; so that next season it will be possible for the farmers in some districts to prepare their fields with the certainty of securing a sufficiency of water. The Conference of Irrigators, recently held in Melbourne, resulted in an exchange of valuable experiences and unanimous testimonies of success from all parts of the Colony.

The Trusts established to provide a domestic and stock supply have now completed most of their undertakings; and though, in some of them, extensions of their channels are at times requested, as a rule they are gradually being absorbed into the Irrigation districts.

While the efficiency of our State Schools is generally admitted, teachers have complained that their freedom of initiative was cramped by the system of Payment by Results, and the Department has found itself without the necessary power to exercise discipline and effect reforms in some important cases. A Bill to remedy these defects will be among the Measures of the Session.

The important Bills consolidating the whole of the Statute Law have been finally completed in accordance with the views of the Joint Committee of the two Houses, and pursuant to its recommendation, reported and adopted last Session, they will be submitted to your early consideration.

The Bill to further amend the Local Government Act, which could not be fully dealt with last Session, will again be brought under your notice at the earliest opportunity, together with the important question of the distribution of the Municipal Endowment.

The great and increasing destruction of Infant Life, more especially in the Metropolis, has engaged the attention of my Advisers, and a Bill dealing with this subject will be laid before you, as will also be one amending the Criminal Law in some important respects. You will be asked to give your attention to the status of Life Assurance Companies carrying on business in Victoria, to Bills for providing an efficient system for the Registration of Trade Marks, for the Regulation of the Medical Profession, for the Endowment of our National System of Education, for securing the right of appeal in certain cases arising under the Customs laws, for the appointment of Commissioners for taking Statutory Declarations, for dealing with the Law relating to Distress for Rent, to Apprentices, to Friendly Societies, to the Inspection of Boilers, and other matters of industrial concern.

The measures recommended by my Advisers last year, and approved by Parliament have begun to bear fruit in the development of the Farming industry. Almost the whole sum appropriated for the fencing-out of rabbits has already been used; the export of dairy produce has been stimulated; and a great extent of land has been broken up for new products. Two important Conferences have been held, to elicit and diffuse information of general concern to all who are interested in Agriculture.

I trust that your deliberations, by the blessing of Divine Providence, may advance the welfare and happiness of the community.

3. The President took the Chair, and read the Prayer.

4. DECLARATIONS OF MEMBERS.—The Honorables The President, J. H. Abbott, S. Austin, J. Balfour Dr. Beaney, J. Bell, Sir B. Benjamin, F. Brown, J. Buchanan, J. S. Butters, J. H. Connor, S. W. Cooke, G. S. Coppin, D. Coutts, H. Cuthbert, J. M. Davies, G. Davis, Dr. Dobson, T. Dowling, N. FitzGerald, S. Fraser, H. Gore, C. J. Ham, C. H. James, G. Le Fevre, M.D., W. McCulloch, D. Melville, E. Morey, W. H. S. Osmand, W. Pearson, J. M. Pratt, F. T. Sargood, G. Simmie, N. Thornley, D. S. Wallace, W. I. Winter-Irving, A. Wynne, G. Young, and W. A. Zeal severally delivered to the Clerk the declaration required by the thirteenth clause of the Act 45 Victoria, No. 702, as hereunder set forth:—

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES MACBAIN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand two hundred and fifty pounds, above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as land containing 7 acres 2 roods and 5 perches or thereabouts, part of Crown portion 27, in parish of Prahran, county of Bourke, with dwelling-house, out-houses, stable, &c., &c., erected thereon, in my own occupation.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of One thousand two hundred and fifty pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JAS. MACBAIN.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, JOSEPH HENRY ABBOTT, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Four hundred and twenty-four pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Sandhurst, Echuca, and Strathfieldsaye, and are known as—

“Firstly, part of Crown allotment five, section thirty-one C, Barkly-place, city and parish of Sandhurst, county of Bendigo.

“Secondly, Crown allotment 6 and 6A of section sixty-eight C, Olinda and Gladstone streets, city and parish of Sandhurst, county of Bendigo.

“Thirdly, part of Crown allotment three, section six, town of Echuca, parish of Echuca North, county of Rodney, particularly described in certificate of title entered in the Register Book, vol. 1786, fol. 357001.

“Fourthly, Crown allotments one, two, and three, section nineteen, parish of Mandurang, county of Bendigo.

“Fifthly, part of allotment thirteen, section one, and part of Crown allotment six of section three, parish of Mandurang, county of Bendigo, particularly described in certificate of title entered in the Register Book, vol. 1353, fol. 270462.

“Sixthly, part of Crown allotment seventeen, section one, parish of Mandurang, county of Bendigo, particularly described in certificate of title entered in the Register Book, vol. 1140, fol. 227959.”

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Sandhurst are rated in the rate-book of such district upon a yearly value of One hundred and twenty-three pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca are rated in the rate-book of such district upon a yearly value of Eighty-six pounds; and that such of the said lands or tenements as are situate in the municipal district of Strathfieldsaye are rated in the rate-book of such district upon a yearly value of Two hundred and fifteen pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JOSEPH HY. ABBOTT.”

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, SIDNEY AUSTIN, of Geelong, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and sixty-eight pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Winchelsea, and are known as 'Karngun Paddocks.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Winchelsea are rated in the rate-book of such district upon a yearly value of One hundred and sixty-eight pounds.

"And I further declare that I have not collusively, or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"SIDNEY AUSTIN."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES BALFOUR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Three hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as 'Tyalla,' Toorak.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Nine hundred pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"JAMES BALFOUR."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES GEORGE BEANEY, M.D., do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand five hundred and sixty-eight pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as 'Cromwell House,' and five others adjoining, and situate in Collins and Russell streets, in the city of Melbourne.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of such district upon a yearly value of £1,480.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"JAMES GEO. BEANEY, M.D."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES BELL, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and twenty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Dunolly, and are known as my property, being allotments 4, 5, 6, 7, and 9 of section 26, town of Dunolly.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Dunolly are rated in the rate-book of such district upon a yearly value of One hundred and twenty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"JAMES BELL."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, SIR BENJAMIN BENJAMIN, Knight, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Three hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of the city of Melbourne, and are known as 'Salisbury buildings,' corner of Bourke and Queen streets, Lonsdale Ward, in the city of Melbourne, and as to which I am the owner of one undivided fourth part or share, the said land being part of Crown section thirteen, city and parish of Melbourne, county of Bourke, particularly described in certificate of title entered in the Register Book, vol. 1346, fol. 269105.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the city of Melbourne are rated in the rate-book of such district upon a yearly value of Three thousand nine hundred and twenty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"B. BENJAMIN."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, FREDERICK BROWN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and nine pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Beechworth, and are known as 'Shrublands'—Allotments 2, 3, and 4 of section F, with dwelling-house and out-houses, occupied by me; also allotments 8 of section P 1, 17 of section 4, and part of allotment 3 of section D, all in the town and parish of Beechworth.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of United Shire of Beechworth are rated in the rate-book of such district upon a yearly value of One hundred and nine pounds sterling.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"FREDK. BROWN."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES BUCHANAN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and ten pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Berwick, and are known as 'Burr Hill,' Berwick, in my own occupation.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Berwick are rated in the rate-book of such district upon a yearly value of One hundred and ten pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said land or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"JAMES BUCHANAN."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES STEWART BUTTERS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and eleven pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Romsey and Sandhurst, and are known as—Lot 2 of Crown allotment 107, parish of Kerrie, county of Bourke; lot 1 of Crown allotment 108, parish of Kerrie, county of Bourke; lots 131, 132, 133, 134 of Crown allotment 110, parish of Kerrie, county of Bourke; lots 105, 106, 146, 147, 148, 149, 159, 161, 162 of Crown allotment 112, parish of Kerrie, county of Bourke; Crown allotment 101, section E, city and parish of Sandhurst and Bendigo.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Romsey are rated in the rate-book of such district upon a yearly value of Ninety-five pounds, and that such of the said lands or tenements as are situate in the municipal district of Sandhurst are rated in the rate-book of such district upon a yearly value of Sixteen pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements or any part thereof for the purpose of enabling me to be returned a Member of the Legislative Council.

"JAS. S. BUTTERS."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JOSEPH HENRY CONNOR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of shire of Colac, and are known as—

				A.	R.	P.
Allotments	57A,	area	...	79	0	32
	"	57B,	"	...	79	0 32
	"	57A A,	"	...	80	0 0
	"	57A B,	"	...	80	0 0
				<hr/>		
				318	1	24

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Colac, shire of Colac, are rated in the rate-book of such district upon a yearly value of One hundred and fifty-nine pounds ten shillings.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements or any part thereof for the purpose of enabling me to be returned a Member of the Legislative Council.

"JOS. H. CONNOR."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, SAMUEL WINTER COOKE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Dundas, and are known as 'Murndal.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Dundas are rated in the rate-book of such district upon a yearly value of £1,403.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"SAMUEL WINTER COOKE."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, GEORGE SELTH COPPIN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of city of Richmond and shire of Flinders and Kangerong, and are known as 'Pine Grove,' Lennox-street, Richmond, and 'The Anchorage,' Sorrento.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Richmond are rated in the rate-book of such district upon a yearly value of £250, and that such of the said lands or tenements as are situate in the municipal district of the shire of Flinders and Kangerong are rated in the rate-book of such district upon a yearly value of £107.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"GEO. COPPIN."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, DAVID COUTTS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Korong, and known as 'Salisbury Estate,' and other land, parish of Salisbury and Powlett, and in the municipal district of East Loddon, and known as 'Elmswood Estate,' also freehold land, parish of Hayanmi.

"And I further declare that such of the said lands or tenements as are situated in the municipal district of Korong are rated in the rate-book of such district upon a yearly value of Five hundred and forty pounds; and such of said lands or tenements as are situated in the municipal district of East Loddon are rated in the rate-book of such district upon a yearly value of Four hundred and ninety-eight pounds five shillings.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"DAVID COUTTS."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, HENRY CUTHBERT, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of the city of Ballarat and shire of Ballarat, and are known as:

"Part of allotment 4 of sec. 9, city of Ballarat, county of Grenville; and

"Allotment 2 of sec. 14, parish of Cardigan, county of Grenville.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the city of Ballarat are rated in the rate-book of such district upon a yearly value of Eighty pounds; and that such of the said lands or tenements as are situate in the municipal district of the shire of Ballarat are rated in the rate-book of such district upon a yearly value of One hundred and twenty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"HENRY CUTHBERT."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JOHN MARK DAVIES, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Five hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as 'Valentines,' and are situated on the Kooyong-road, and are part of Crown portion twenty-seven, parish of Prahran, and contain three acres three roods and a few perches.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Eight hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JNO. M. DAVIES.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, GEORGE DAVIS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Maffra and Essendon, and are known as ‘Riversdale,’ in the parish of Tinamba, in the municipality of Maffra, and a piece of land, allotment 64, Bagotville Estate, in the parish of Essendon.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Maffra are rated in the rate-book of such district upon a yearly value of Three hundred and eighty pounds, and that such of the said lands or tenements as are situate in the municipal district of Essendon are rated in the rate-book of such district upon a yearly value of Five pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“GEO. DAVIS.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, FRANK STANLEY DOBSON, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and seventy-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran and are known as—

“House, No. 44 Darling-street, South Yarra, in my own occupation.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of One hundred and seventy-five pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“F. STANLEY DOBSON.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, THOMAS DOWLING, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Hampden and Mortlake, and are known as ‘Jellalabad,’ situated on Mount Emu Creek, and bounded on the south by township of Darlington, on the east by lands belonging to Messrs. Cole and Dodd, on the north by Station known as ‘Terrinallum, and on the west by Station known as ‘Mount Fyans.’

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Mortlake are rated in the rate-book of such district upon a yearly value of One thousand seven hundred and Twenty pounds, and that such of the said lands or tenements as are situate in the municipal district of Hampden are rated in the rate-book of such district upon a yearly value of Five hundred and forty-six pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“THOMAS DOWLING.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, NICHOLAS FITZ GERALD, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and, further, that such lands or tenements are situated in the municipal district of St. Kilda, in the county of Bourke, and are known as—

“Dwelling-house, ‘Moir,’ Alma-road, St. Kilda, county of Bourke.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of St. Kilda are rated in the rate-book of such district upon a yearly value of Three hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“N. FITZ GERALD.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, SIMON FRASER, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Four hundred and Fifty pounds above all charges and incumbrances affecting the same, other than any

public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as 'Norla,' in Irving-road, Toorak.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of £450.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"SIMON FRASER."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, HENRY GORE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and sixty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Korong, Creswick, and the city of Ballarat; and are known as 'Richmond Plains pre-emptive right,' and land adjoining same, in shire of Korong; land, &c., at Kingston, shire of Creswick; house, land, &c., city of Ballarat.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Korong are rated in the rate-book of such district upon a yearly value of Seventy-five pounds, and that such of the said lands or tenements as are situate in the municipal district of shire of Creswick are rated in the rate-book of such district upon a yearly value of Eighty pounds, and that such of the lands or tenements as are situate in the municipal district of the city of Ballarat are rated in the rate-book of such district upon a yearly value of One hundred and five pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"HENRY GORE."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, CORNELIUS JOB HAM, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Nine hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as—

"Dwelling-house and premises (known as 'Lalbert') situated at Orrong-road, Prahran, with about ten acres, in my occupation.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Nine hundred and fifty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"C. J. HAM."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, CHARLES HENRY JAMES, of St. George-road, Toorak, in the colony of Victoria, grazier, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and fifty-seven pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of the borough of Northcote, and are known as, firstly, 'allotments 1 to 4 inclusive, 14 and 15, 23 to 28 inclusive, on the plan of subdivision of the Maryvale estate, made by one George Martin, a copy of which said plan is deposited at the Office of Titles, Melbourne, the said allotments having each a frontage of 66 feet to High-street by a depth of 300 feet'; secondly, 'land fronting and having a frontage along the north side of Mansfield-street, and bounded on the south by Mansfield-street, and allotment 38 on the plan of subdivision, entitled Darebin Glen Extension No. 1, lodged in the Office of Titles, Melbourne, and stretching from allotment 54 on the plan of subdivision intituled Rossmoyne Park Extension No. 11, on the west, and bounded by this allotment on the west to the Merri Creek on the east, and bounded by this said creek on the east, and bounded on the north by Pender's Grove.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the borough of Northcote are rated in the rate-book of such district as to the land firstly described (the said allotment being rated in four separate parcels) upon a yearly value of £33 to each separate parcel, as to the land secondly described, upon a yearly value of £125.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements or any part thereof for the purpose of enabling me to be returned a Member of the Legislative Council.

"CHAS. H. JAMES."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, GEORGE LE FEVRE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and seventy-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Kew, and shire of Wannon, and shire of Upper



Yarra, and shire of Dandenong, and shire of Oakleigh respectively, and are known as follows :— As to the land in the municipal district of Kew, known as ‘Waverley,’ Studley Park; and as to the land in the shire of Wannon, it is known as ‘Englefield,’ near Balmoral, of which I hold one undivided third part or share; and as to the land in the shire of Upper Yarra, it is known as ‘Mill Grove’ (Warburton), of which I hold one undivided half part or share; and as to the land in the shire of Dandenong, it is known as being part of portion two of section twelve, parish of Mordialloc, of which I hold two undivided third parts or shares; and as to the land in the shire of Oakleigh, it is known as block ten, section two, parish of Mordialloc, of which I own one undivided third part or share.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Kew are rated in the rate-book of such district upon a yearly value of £850; and that such of the said lands or tenements as are situate in the municipal district of the shire of Wannon are rated in the rate-book of such district upon a yearly value of £1,626; and that such of the said lands or tenements as are situate in the municipal district of the shire of Upper Yarra are rated in the rate-book of such district upon a yearly value of £103; and that such of the said lands or tenements as are situate in the municipal district of the shire of Dandenong are rated in the rate-book of such district upon a yearly value of £26; and that such of the said lands or tenements as are situate in the municipal district of the shire of Oakleigh are rated in the rate-book of such district upon a yearly value of £24.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“GEO. LE FEVRE.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, WILLIAM McCULLOCH, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Three hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Colac, and are known as ‘Mertoun Park.’

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Colac are rated in the rate-book of such district upon a yearly value of £1,313.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“WM. McCULLOCH.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, DONALD MELVILLE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and seventy-eight pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Brunswick and Pyalong, and are known as—

“My residence, situated in Albion-street, West Brunswick, with thirty (30) acres of land, and (206) two hundred and six acres of land within the municipal district of Pyalong.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Brunswick are rated in the rate-book of such district upon a yearly value of Two hundred and fifty pounds, and that such of the said lands or tenements as are situate in the municipal district of Pyalong are rated in the rate-book of such district upon a yearly value of Twenty-eight pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said land or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“D. MELVILLE.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, EDWARD MOREY, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand and seventy-eight pounds fifteen shillings above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Ballarat, and are known as Mr. E. Morey’s properties in Lydiard-street and Armstrong-street, in the city of Ballarat, and that other part of such lands or tenements are situated in the municipal district of the shire of Grenville, and are known as allotments 107 to 115<sup>AB</sup>, 132 to 134<sup>AB</sup>, 138<sup>AB</sup> to 143<sup>AB</sup>, part of 144, portions 135, 136, and 137, parish of Mannebadar, and 2<sup>A</sup> to 12<sup>A</sup>, part of H I J K 523, and an old road in the parish of Wallenduc, and 47 and 48, parish of Mindai, known as portion of the Emu Hill Estate, and contains in all 5,613 acres.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Ballarat are rated in the rate-book of such district upon a yearly value of £143, and that such of the lands or tenements as are situate in the municipal district of Grenville shire are rated in the rate-book of such district upon a yearly value of £935 15s.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“E. MOREY.”

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, WILLIAM HENRY SEVILLE OSMAND, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Four hundred and sixty-six pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Stawell, and are known as 'The Sycamores' and 'Concongella Station.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Stawell are rated in the rate-book of such district upon a yearly value of Four hundred and sixty-six pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"W. H. S. OSMAND."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, WILLIAM PEARSON, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand nine hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Rosedale, and are known as 'Kilmany Park,' near Sale, containing 14,741 acres more or less of freehold land.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Rosedale are rated in the rate-book of such district upon a yearly value of Three thousand four hundred and fifty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"WM. PEARSON."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, JOSEPH MAJOR PRATT, gentleman, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as all that piece of land containing thirty-six perches and three-tenths of a perch or thereabouts, being part of Crown allotment four, section fourteen, city of Melbourne, parish of North Melbourne, at East Melbourne, county of Bourke.

"And I further declare that the said lands or tenements situate in the municipal district of Melbourne are rated in the rate-book of such district upon a yearly value of Two hundred and fifty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"JOSEPH M. PRATT."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, FREDERICK THOMAS SARGOOD, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand one hundred and thirty-two pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Caulfield, and are known as 'Rippon Lea'—

"Forty-six acres of land, with dwelling-house thereon.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of such district upon a yearly value of £2,132 :—

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said land or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"F. T. SARGOOD."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, GEORGE SIMMIE do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Echuca Shire, and are known as 'Cornelia Creek.'

"And I further declare that part of such of the said lands or tenements as are situate in the municipal district of Echuca Shire are rated in the rate-book of such district upon a yearly value of One hundred pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"G. SIMMIE."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, NATHAN THORNLEY, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the yearly value of (£1,524) Fifteen hundred and twenty-four pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment, and further, that such lands or tenements are situated in the municipal district of Minhamite, and are known as 'Kangatong,' containing about 8,000 acres.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Minhamite are rated in the rate-book of such district upon a yearly value of £1,524.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements or any part thereof for the purpose of enabling me to be returned a Member of the Legislative Council.

"N. THORNLEY."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, DONALD SMITH WALLACE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Shire of Ballan, and are known as Ballark Homestead, with about 1,000 acres of land adjoining.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Shire of Ballan are rated in the rate-book of such district upon a yearly value of £100.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"D. S. WALLACE."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, WILLIAM IRVING WINTER-IRVING, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Five thousand pounds and upwards above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts as hereunder named, and are known as—

"Noorilim, in the shire of Waranga.	
"Carpendeit	„ Hampden.
"Tirrengower	„ Colac.
"Allotments	„ Tambo.
"Stanhope	„ Echuca and Waranga.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Waranga are rated in the rate-book of such district upon a yearly value of Six thousand three hundred and eighty-one pounds; and that such of the said lands or tenements as are situate in the municipal district of Hampden are rated in the rate-book of such district upon a yearly value of Four hundred and ninety-three pounds; and that such of the said lands or tenements as are situate in the municipal district of Colac are rated in the rate-book of such district upon a yearly value of Three hundred and sixty-three pounds nine shillings; and that such of the said lands or tenements as are situate in the municipal district of Tambo are rated in the rate-book of such district upon a yearly value of Six pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca and Waranga are rated in the rate-book of such district upon a yearly value of Three thousand one hundred and fifty-seven pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said land or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"WM. I. WINTER-IRVING."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, AGAR WYNNE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of the Shire of Mortlake and the Shire of Hampden, and are known as 'Terinallum.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the Shire of Mortlake are rated in the rate-book of such district upon a yearly value of £3,233, and that such of the said lands or tenements as are situate in the municipal district of the Shire of Hampden are rated in the rate-book of such district upon a yearly value of £3,084.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"AGAR WYNNE."

"In compliance with the provisions of the Act 45 Victoria, No. 702, I, GEORGE YOUNG, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and seventy-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such

lands or tenements are situated in the municipal district of Horsham, and are known as land and premises situated in Wilson-street, Horsham.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Horsham are rated in the rate-book of such district upon a yearly value of Two hundred and seventy-five pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“GEO. YOUNG.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, WILLIAM AUSTIN ZEAL, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria, of the yearly value of £1,299 above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Prahran and South Melbourne, and are known as—

“Parts of Crown portions Nos. 14, 17, 18, and 29, parish of Prahran (at Toorak); and parts of Crown allotment 3, section I, and Crown allotment 4, section I, city of South Melbourne, county of Bourke.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of £874; and that such of the said lands or tenements as are situate in the municipal district of South Melbourne are rated in the rate-book of such district upon a yearly value of Four hundred and twenty-five pounds, or a total rating of Twelve hundred and ninety-nine pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“W. A. ZEAL.”

5. DECLARATIONS COMMISSIONERS BILL.—The Honorable H. Cuthbert moved, That he have leave to bring in a Bill to provide for the appointment of Commissioners for taking Declarations.

Question—put and resolved in the affirmative.

Ordered—That The Honorable H. Cuthbert do prepare and bring in the Bill.

The Honorable H. Cuthbert then brought up a Bill, intituled, “*A Bill to provide for the Appointment of Commissioners for taking Declarations,*” 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, 3rd June next.

6. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by the Honorable J. Bell, and the same were read and are as follow:—

HOPETOUN,

Governor.

Message No. 1.

In reply to the Joint Address from the Legislative Council and Legislative Assembly of Victoria praying that Her Majesty would be pleased to make an Order in Council increasing the number of representatives of each colony under an Act intituled “*An Act to constitute a Federal Council of Australasia,*” the Governor begs to transmit to the Legislative Council the accompanying copy of a Despatch which he has received from the Right Honorable the Secretary of State for the Colonies relative thereto.

Government House,

Melbourne, 21st May, 1890.

Ordered to lie on the Table, and, together with its enclosure, to be printed.

HOPETOUN,

Governor.

Message No. 2.

The Governor transmits to the Legislative Council the accompanying copy of a further Despatch received from the Right Honorable the Secretary of State for the Colonies in reply to the Joint Address to Her Majesty the Queen from the Legislative Council and Legislative Assembly of Victoria relative to the granting of Constitutional Government to Western Australia.

Government House,

Melbourne, 21st May, 1890.

Ordered to lie on the Table, and, together with its enclosure, to be printed.

HOPETOUN,

Governor.

Message No. 3.

The Governor informs the Legislative Council that he has caused an Act intituled “*An Act to amend the Law of Divorce,*” which was reserved on the 25th November ultimo for the signification of Her Majesty’s pleasure thereon, and which received Her Majesty’s assent on the 21st March last, to be proclaimed in the *Victoria Government Gazette*, a copy of which is transmitted herewith.

Government House,

Melbourne, 21st May, 1890.

## THE ROYAL ASSENT TO THE ACT INTITULED "AN ACT TO AMEND THE LAW OF DIVORCE."

## PROCLAMATION

By His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.

WHEREAS by the *Constitution Statute* it is amongst other things enacted that the provisions of the Act of the fourteenth year of Her Majesty, chapter fifty-nine, and of the Act of the fifth and sixth years of Her Majesty, chapter seventy-six, *For the Government of New South Wales and Van Diemen's Land*, which relate to the giving and withholding of Her Majesty's assent to Bills, and the reservation of Bills for the signification of Her Majesty's pleasure thereon, and the instructions to be conveyed to governors for their guidance in relation to the matters aforesaid, and the disallowance of Bills by Her Majesty, shall apply to Bills to be passed by the Legislative Council and Assembly constituted under the *Constitution Act of Victoria* and the now reciting Statute, and by any other legislative body or bodies which may at any time hereafter be substituted for the present Legislative Council and Assembly: And whereas the Bill hereinafter mentioned was reserved for the signification of Her Majesty's pleasure thereon: And whereas by an Order of the Queen in Council, made on the twenty-first day of March, One thousand eight hundred and ninety, a copy whereof is hereto appended, Her Majesty has been pleased to assent to the said Bill: Now therefore I, the Governor of Victoria, in pursuance of the provisions of the aforesaid Acts, do by this my Proclamation signify that the Bill intituled *An Act to amend the Law of Divorce*, which was reserved for the signification of Her Majesty's pleasure thereon upon the twenty-fifth day of November, in the year One thousand eight hundred and eighty-nine, has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same.

Given under my Hand and the Seal of the Colony, at Melbourne, this eighth day of May, in the year of our Lord One thousand eight hundred and ninety, and in the fifty-third year of Her Majesty's reign.

(L.S.)

HOPETOUN.

By His Excellency's Command,

D. GILLIES,  
Premier.

GOD SAVE THE QUEEN!

At the Court at Windsor, the 21st day of March, 1890.

PRESENT:

The Queen's Most Excellent Majesty.

Lord President,  
Duke of Rutland,  
Lord Chamberlain,Earl of Coventry,  
Sir William Field.

WHEREAS by an Act passed in the 5th and 6th years of Her Majesty's reign, entitled *An Act for the Government of New South Wales and Van Diemen's Land*, it is amongst other things enacted that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New South Wales until the Governor of the said colony shall signify either by speech or message to the Legislative Council of the said colony or by proclamation as therein aforesaid that such Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same:

And whereas by another Act passed in the 13th and 14th years of Her Majesty's reign, entitled *An Act for the better Government of Her Majesty's Australian Colonies*, it was provided among other things that the provisions of the said former Act concerning the reservation of Bills for the signification of Her Majesty's pleasure thereon should apply to and be in force in the Colony of Victoria:

And whereas the said provisions were maintained in force as regards Bills passed by the Legislative Council and Legislative Assembly of the said colony by a subsequent Act passed in the 18th and 19th years of the reign of Her said Majesty, entitled *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*:

And whereas on the 25th day of November, 1889, the Governor of the said Colony of Victoria reserved a certain Bill passed by the Legislative Council and Legislative Assembly of the said Colony, entitled *An Act to amend the Law of Divorce*, for the signification of Her Majesty's pleasure thereon:

And whereas the said Bill so reserved as aforesaid has been laid before Her Majesty in Council, and it is expedient that the said Bill should be assented to by Her Majesty:

Now, therefore, Her Majesty, in pursuance of the said Acts, and in exercise of the powers thereby reserved to Her Majesty as aforesaid, doth by this present Order, by and with the advice of Her Majesty's Privy Council, declare Her assent to the said Bill.

C. L. PEEL.

Ordered to lie on the Table.

7. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
Sanitary Condition of Melbourne.—Final Report of Royal Commission to inquire into and report upon the Sanitary Condition of Melbourne.  
Federation (Australasian) Conference 1890.—Official record of the Proceedings and Debates.

The Federation of Australia.—Correspondence leading to the meeting of the Conference held on 4th February, 1890, between Members of the Federal Council of Australasia and Representatives of Colonies not in the Federal Council.

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

The Honorable H. Cuthbert presented, pursuant to Act of Parliament—

Bank Liabilities and Assets.—Summary of Sworn Returns for the Quarter ended 31st December, 1889.

Public Accounts.—General Regulations respecting rescinding portion of Clause No. 25.

Public Accounts.—General Regulations respecting regulation supplementary to Regulation No. 16.

Public Accounts.—General Regulations respecting alteration of Regulation No. 29.

St. Arnaud Shire Waterworks Trust.—Application for Additional Loan of £6,666 13s. 4d.—Detailed Statement and Report.

Supreme Court—Regula Generalis, dated 28th March, 1890.

The Patents Act 1889—Rules under.

County Court Rules 1890.

Severally ordered to lie on the Table.

The Honorable J. Bell presented, pursuant to Act of Parliament—

The Irrigation Act 1886.—Harcourt Irrigation and Water Supply Trust—Constitution of Trust.

The Irrigation Act 1886.—Harcourt Irrigation and Water Supply Trust—Construction of Works.

The Irrigation Act 1886.—Harcourt Irrigation and Water Supply Trust—Regulations for election of Commissioners.

The Irrigation Act 1886.—Carrum Irrigation and Water Supply Trust—Constitution of Trust.

The Irrigation Act 1886.—Carrum Irrigation and Water Supply Trust—Scheme or plan of Works.

The Irrigation Act 1886.—Carrum Irrigation and Water Supply Trust—Election Regulations.

Severally ordered to lie on the Table.

8. ADDRESS TO HIS EXCELLENCY THE EARL OF HOPETOUN.—The Honorable H. Cuthbert moved, by leave, That the Council agree to the following Address to His Excellency the Earl of Hopetoun viz.:—

*To His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY—

We, Her Most Gracious Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of Victoria, in Parliament assembled, desire to convey to Your Excellency the expression of our loyalty to Her Majesty's Throne, our affection to Her Person, and our regard for the high office Her Majesty has been pleased to confer upon Your Excellency.

We beg that Your Excellency will receive our assurance that we shall at all times readily co-operate with Your Excellency in advancing the welfare of this part of Her Majesty's dominions, and in preserving the connexion which happily exists between the Mother Country and the Colony of Victoria.

Question—put and resolved in the affirmative.

Ordered—That the said Address be presented to His Excellency the Governor by the President and such Members as may desire to accompany him.

9. SPEECH OF HIS EXCELLENCY THE GOVERNOR.—The President reported the Speech of His Excellency the Governor.

The Honorable J. M. Davies moved, That a Committee be appointed to prepare an Address to His Excellency the Governor in reply to His Excellency's opening Speech.

Question—put and resolved in the affirmative.

The Honorable J. M. Davies moved, That the Committee consist of the Honorables Lieut.-Col. Sargood, D. Melville, S. Fraser, G. Young, W. I. Winter-Irving, C. J. Ham, E. Morey, H. Cuthbert, and the Mover.

Question—put and resolved in the affirmative.

The Committee retired to prepare the Address.

The Honorable J. M. Davies brought up the Address prepared by the Committee, which is as follows:—

*To His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.*

We, Her Majesty's most dutiful and loyal subjects, the Members of the Legislative Council of Victoria in Parliament assembled, beg leave to approach Your Excellency with renewed expressions of loyalty and attachment to Her Majesty's Throne and Person.

We are pleased to learn that on the first occasion of meeting Parliament Your Excellency is able to congratulate us on the general prosperity of the country.

We agree with Your Excellency that the meeting of a Conference of Representatives of the Australasian Colonies in Melbourne to consider the question of Federation must be regarded as a landmark in our history. We concur with Your Excellency that it is our good fortune that the desirability of a closer union has not been forced upon us by danger from a foreign foe or by internal embarrassments, but has come of itself, as our relations one with another are becoming closer and as the feeling of a common Australian nationality has grown more vivid. We reciprocate Your Excellency's view that we may all feel justly proud of the dignified and thoughtful debates in which the statesmen who met together in February have helped to prepare the way for Federation; and we agree with Your Excellency that it is scarcely too much to say that provincial boundaries are already obliterated in sentiment. As Victorians, we have the pleasure of reflecting that this Colony has always identified itself with the movement for a United Australia, and it will be our task to consider and, as we may determine, give effect to the resolutions passed at the Conference.

We learn with satisfaction that the necessary works to complete the defence of the Colony have been satisfactorily advanced, and that the re-armament of the forts with the new type of breech-loading guns is now almost finished. We are gratified to know that representations have been made to secure for officers of our Naval Force, when attached for instruction to ships of the Imperial Fleet, the same privileges and status as are given to officers of the Royal Naval Reserve. We thank Your Excellency for informing us that, in view of the difficulties that have attended the formation of a Trained Reserve for our Military Forces, it is proposed to ask the consent of Parliament to an augmentation of the Militia and Volunteer Forces.

We are pleased to be informed that the Imperial Government has made an important offer to the Australian Colonies, that we should unite with England to bear the cost of a great reduction in the rates of Postage to Europe. We concur in the opinion of Your Excellency's Advisers that in this matter the Colonies should act unitedly, and we thank your Excellency for informing us that your Excellency's Advisers have so communicated with the other Colonies—intimating their willingness to join with them in accepting the proposal.

We are also glad to learn that, at the invitation of the South Australian Government, a Conference is to be held in Adelaide, with a view of agreeing upon united action on this and other important matters, and that consideration will be given to the charges for cable communication.

We note with satisfaction that an Act of last Session has been given effect to by the appointment of a Minister of Health, and by the election for the first time of Municipal Representatives to the Board of Public Health, upon which the head of the Department and the Sanitary expert obtained from Great Britain represent the Government, and we are pleased to be informed that the new organization has commenced its operations with every promise of efficiency.

We thank Your Excellency for informing us that the Primary School System of the country has been extended during the past year by the addition of nearly a hundred schools; we are gratified to learn that the numbers in attendance are steadily rising, and that side by side with this is a remarkable expansion of Technical Schools and Schools of Design, which appear to attract large classes even in comparatively small towns.

It affords us satisfaction to know that during the recess an important Commission has been appointed to consider and report on the condition of our Public Charities and make suggestions as to improvements.

We are gratified to be informed that a measure to extend our Railway System, which is every day becoming of more importance, will be submitted to us without delay. Although much has been done to provide Railway communication to the greater portion of the settled districts of the country, much still remains to do, and we note with satisfaction that the proposals which will be submitted to us will provide for the most important claims which have been urged for Railway Extension.

We thank your Excellency for informing us that the Bill for the establishment of a Metropolitan Board of Works, which was ready for submission to us last year, but which, through pressure of other business, was postponed, will be submitted to us early this Session, so that there may be time for its careful consideration. We are glad to learn that it is anticipated that the report and plans of the sanitary engineer who has examined and considered the subject of the efficient sewerage and drainage of the Metropolitan area will be in the hands of the Government in a few months.

We are pleased to hear that steady progress has been made with the National and Trust Works, which have been designed to make large supplies of water available for Irrigation purposes. That the weir upon the Loddon is well advanced, that that upon the Goulburn is nearly completed, and also that works of distribution are being rapidly pushed forward; so that next season it will be possible for the farmers in some districts to prepare their fields with the certainty of securing a sufficiency of water. It affords us satisfaction to be informed that the Conference of Irrigators, recently held in Melbourne, resulted in an exchange of valuable experiences and unanimous testimonies of success from all parts of the Colony.

We thank Your Excellency for informing us that the Trusts established to provide a domestic and stock supply have now completed most of their undertakings; and we are glad to know that though, in some of them, extensions of their channels are at times requested, as a rule they are gradually being absorbed into the Irrigation districts.

While the efficiency of our State Schools is generally admitted, teachers have complained that their freedom of initiative was cramped by the system of Payment by Results, and the Department has found itself without the necessary power to exercise discipline and effect reforms in some important cases. We are glad to learn that a Bill to remedy these defects will be among the Measures of the Session.

We are gratified to be informed that the important Bills consolidating the whole of the Statute Law have been finally completed in accordance with the views of the Joint Committee of the two Houses, and that, pursuant to its recommendation, reported and adopted last Session, they will be submitted to our early consideration.

We note with satisfaction that the Bill to further amend the Local Government Act, which could not be fully dealt with last Session, will again be brought under our notice at the earliest opportunity, together with the important question of the distribution of the Municipal Endowment.

We are glad to note that the great and increasing destruction of Infant Life, more especially in the Metropolis, has engaged the attention of Your Excellency's Advisers, and that a Bill dealing with this subject will be laid before us, as will also be one amending the Criminal Law in some important respects. It affords us satisfaction to know that we will be asked to give our attention to the status of Life Assurance Companies carrying on business in Victoria, also to Bills for providing an efficient system for the Registration of Trade Marks, for the Regulation of the Medical Profession, for the Endowment of our National System of Education, for securing the right of appeal in certain cases arising under the Customs laws, for the appointment of Commissioners for taking Statutory Declarations, and for dealing with the Law relating to Distress for Rent, to Apprentices, to Friendly Societies, to the Inspection of Boilers, and other matters of industrial concern.

We are glad to learn that the measures recommended by Your Excellency's Advisers last year, and approved by Parliament, have begun to bear fruit in the development of the Farming industry; that almost the whole sum appropriated for the fencing-out of rabbits has already been used; that the export of dairy produce has been stimulated; and that a great extent of land has been broken up for new products. We are also pleased to know that two important Conferences have been held, to elicit and diffuse information of general concern to all who are interested in Agriculture.

We trust that our deliberations, by the blessing of Divine Providence, may advance the welfare and happiness of the community.

The Honorable J. M. Davies moved, That the Council agree with the Committee in the said Address. Debate ensued.

The Honorable G. Davis moved, That the debate be now adjourned.

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

Debate continued.

Question—That the Council agree with the Committee in the above Address—put and resolved in the affirmative.

Ordered—That the Address be presented to His Excellency the Governor by the Honorable the President of the Council and such Members as may wish to accompany him.

10. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 3rd June next, at half-past four o'clock.

Question—put and resolved in the affirmative.

The Council adjourned at ten o'clock until Tuesday, 3rd June next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 3RD JUNE, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **DECLARATIONS OF MEMBERS.**—The Honorables Sir W. J. Clarke, D. Ham, C. Sargeant, W. E. Stanbridge, and J. A. Wallace severally delivered to the Clerk the declaration required by the thirteenth clause of the Act 45 Victoria, No. 702, as hereunder set forth :—

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, SIR WILLIAM JOHN CLARKE, Baronet, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Nine hundred and eighty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Merriang, and are known as—Three thousand four hundred and sixty-one acres, in the parishes of Kalkallo, Mickleham, and Darraweit Guim, No. 9 in the rate-book.

“And I further declare that such of the said lands or tenements as are situated in the municipal district of Merriang are rated in the rate-book of such district upon a yearly value of Nine hundred and eighty pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“W. J. CLARKE.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, DAVID HAM, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Five hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Ballarat East, and are known as houses and land in Victoria-street.

“And I further declare that such of the said lands or tenements as are situated in the municipal district of Ballarat East are rated in the rate-book of such district upon a yearly value of Three hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“DAVID HAM.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, CHARLES SARGEANT, of Warragul, in the colony of Victoria, sawmiller, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and forty pounds twelve shillings above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Warragul, Woorayl, Grenville, and Geelong, and are known as to the said municipal district of Warragul as all that piece of land being allotment twenty-one, township of Warragul, parish of Drouin East, county of Buln Buln, containing five acres two roods and eleven perches or thereabouts; and as to the said municipal district of Woorayl as all that piece of land being allotment seventy-one, in the parish of Mirboo, county of Buln Buln, containing three hundred and nineteen acres two roods and twenty-three perches; and as to the said municipal district of Grenville as all that piece of land being part of Crown allotment six, section one, township of Rokewood, parish of Corindhap, county of Grenville, containing one rood or thereabouts, particularly described in certificate of title entered in the register book, vol. 305, folio 60968, of which said pieces of land I am the sole owner; and as to the said municipal district of Geelong as all those pieces of land being allotments two and three of section eighty-three C, town of Geelong, parish of Corio, county of Grant, which last-named pieces of land are held by me as tenant, in common with others, and of which I am possessed of or entitled to an undivided fifth share, the whole of which said lands are unincumbered.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Warragul are rated in the rate-book of such district upon a yearly value of Fifteen pounds; and that such of the said lands or tenements as are situate in the municipal district of Woorayl are rated in the rate-book of such district upon a yearly value of Seventy-eight pounds; and that such of the said lands or tenements as are situate in the municipal district of Grenville are rated in the rate-book of such district upon a yearly value of Twenty pounds; and that such of the said lands or tenements as are situate in the municipal district of Geelong are rated in the rate-book of such district upon a yearly value of One hundred and thirty-eight pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“CHARLES SARGEANT.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I WILLIAM EDWARD STANBRIDGE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and forty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Daylesford, and are known as allotment 4 of section 6, township of Daylesford.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Daylesford are rated in the rate-book of such district upon a yearly value of Two hundred and forty-two pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“W. E. STANBRIDGE.”

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, JOHN ALSTON WALLACE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and eighty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Towong and Port Melbourne, and are known as—

“No. 1. Lands and tenements situate near Bethanga, parish of Berringa, electoral district of Benambra, shire of Towong, area 639 acres.

“No. 2. Lands and tenements—the Bay View Hotel, situate Beach-street, Port Melbourne.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Towong are rated in the rate-book of such district upon a yearly value of One hundred pounds, and that such of the said lands or tenements as are situate in the municipal district of Port Melbourne are rated in the rate-book of such district upon a yearly value of One hundred and eighty pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JOHN A. WALLACE.”

5. **SUBSTITUTED DECLARATION OF MEMBER.**—The Honorable J. H. Connor delivered to the Clerk the following declaration:—

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, JOSEPH HENRY CONNOR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Colac, shire of Colac, parish of Cundare, county of Grenville, and are known as—

	A.	R.	P.
Allotments 57A, area ...	79	0	32
” 57B, ” ...	79	0	32
” 57A A, ” ...	80	0	0
” 57A B, ” ...	80	0	0

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“And I further declare that such of the said lands or tenements as are situate in the municipal district of Colac, shire of Colac, parish of Cundare, county of Grenville, are rated in the rate-book of such district upon a yearly value of One hundred and fifty-nine pounds ten shillings.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JOS. H. CONNOR.”

6. **LEAVE OF ABSENCE.**—THE HONORABLE F. ILLINGWORTH.—The Honorable J. H. Abbott moved, pursuant to notice, that leave of absence for the remainder of the Session be granted to the Honorable F. Illingworth, on account of urgent private business.

Question—put and resolved in the affirmative.

7. **ADJOURNMENT.**—The Honorable H. Cutlbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 10th day of June instant, at half-past four o'clock.

Question—put and resolved in the affirmative.

The Council adjourned at a quarter to five o'clock, until Tuesday, 10th June instant, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

No. 3.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 10<sup>TH</sup> JUNE, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.

4. **DECLARATION OF MEMBER.**—The Honorable James Service delivered to the Clerk the declaration required by the thirteenth clause of Act No. 702, as hereinafter set forth:—

“In compliance with the provisions of the Act 45 Victoria, No. 702, I, JAMES SERVICE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Caulfield, and known as ‘Kilwinning,’ being the house and lands occupied as a residence for myself in Balaclava-road, corner of Hotham-street.

“And I further declare that such of the said lands or tenements as are situated in the municipal district of Caulfield are rated in the rate-book of such district upon a yearly value of Five hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JAMES SERVICE.”

5. **PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.**—The President announced to the Council that the Address of the Council to His Excellency the Governor, expressing the willingness of the Council at all times readily to co-operate with His Excellency in advancing the welfare of this part of Her Majesty’s Dominions, adopted on the 21st day of May last, had been presented, in accordance with the resolution of the Council, and that His Excellency had been pleased to make thereto the following reply:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

I receive with gratification your sentiments of loyalty and attachment to the Throne and Person of Her Majesty the Queen, and I welcome, with pleasure, the assurances contained in your Address that you will at all times readily co-operate with me in advancing the welfare of this part of Her Majesty’s dominions, and in preserving the connexion which exists with the Mother Country.

It will be my pleasing duty to communicate to Her Majesty, at the earliest opportunity, the sentiments which you have given expression to, and I can assure you that it will always be my desire to act in unity with you in all that may promote the welfare and prosperity of this Colony.

HOPETOUN.

Government Offices,

Melbourne, 4th June, 1890.

6. **PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR IN REPLY TO HIS EXCELLENCY’S OPENING SPEECH.**—The President announced to the Council that the Address of the Council to His Excellency the Governor, adopted on the 21st May last, had been presented in accordance with the resolution of the Council, and that His Excellency had been pleased to make thereto the following reply:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

I thank you in the name of the Queen for the expressions of loyalty and attachment to Her Majesty’s Throne and Person contained in the Address which you have just presented to me, and I heartily join with you in the hope that the results of your deliberations may tend to the welfare and happiness of this community.

HOPETOUN.

Government Offices,

Melbourne, 4th June, 1890.

7. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
 Statistical Register of the Colony of Victoria for the Year 1888—Part IX.—Social Condition.  
 Statistical Register of the Colony of Victoria for the Year 1889—Part I.—Blue Book.  
 Severally ordered to lie on the Table.
- The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
 Friendly Societies—Eleventh Annual Report of the Proceedings of the Government Statist in  
 connexion with—  
 Public Service Acts 1883 to 1889—Alterations of Regulations.  
 Factories, Workrooms, and Shops Act—Report of the Chief Inspector of—for the Year ended  
 31st December, 1889.  
 Exhibition Trustees—Report of Proceedings and Statement of Income and Expenditure for the  
 Year ended 30th June, 1889.  
 The Neglected Children's Act 1887—Regulations under.  
 Education Act 1872—Regulations.  
 Severally ordered to lie on the Table.
- The Honorable J. Bell presented, by command of His Excellency the Governor—  
 Safety Mining Cages Board—Report of the—relative to the different Patterns of Safety  
 Mining Cages used, together with their Report on the question of adopting a uniform  
 Code of Signals for all Mines in Victoria, &c., &c.  
 Ordered to lie on the Table.
- The Honorable J. Bell presented, pursuant to Act of Parliament—  
 Bairnsdale Irrigation and Water Supply Trust—Papers, Plans, and Reports in connexion with  
 the—  
 Campaspe Irrigation and Water Supply Trust—Papers, Plans, and Reports in connexion with  
 the—  
 Severally ordered to lie on the Table.
8. STANDING ORDERS COMMITTEE.—The Honorable H. Cuthbert moved, pursuant to notice, That the  
 Honorables the President, J. Bell, Dr. Dobson, J. Service, Lieut.-Col. Sir F. T. Sargood, W. A.  
 Zeal, S. W. Cooke, J. M. Davies, and A. Wynne be appointed a Select Committee on the Standing  
 Orders of the House; five to form a quorum.  
 Question—put and resolved in the affirmative.
9. LIBRARY COMMITTEE.—The Honorable H. Cuthbert moved, pursuant to notice, That the Honorables  
 the President, D. Melville, F. Brown, Dr. Le Fevre, and the Mover be Members of the Joint  
 Committee of both Houses to manage the Library.  
 Question—put and resolved in the affirmative.
10. PARLIAMENT BUILDINGS COMMITTEE.—The Honorable J. Bell, on behalf of the Honorable J. Balfour,  
 moved, pursuant to notice, That the Honorables the President, S. Fraser, N. Thornley, C. J. Ham,  
 and the Mover be Members of the Joint Committee of both Houses to manage and superintend the  
 Parliament Buildings.  
 Question—put and resolved in the affirmative.
11. REFRESHMENT ROOMS COMMITTEE.—The Honorable J. Bell moved, pursuant to notice, That the  
 Honorables J. A. Wallace, J. Buchanan, J. P. MacPherson, W. I. Winter-Irving, and J. H. Abbott  
 be Members of the Joint Committee of both Houses to manage the Refreshment Rooms.  
 Question—put and resolved in the affirmative.
12. PRINTING COMMITTEE.—The Honorable H. Cuthbert moved, pursuant to notice, That the Honorables  
 the President, D. Coutts, D. Ham, S. Austin, J. M. Davies, H. Gore, G. Davis, E. Morey, and  
 G. S. Coppin be appointed a Printing Committee; five to form a quorum.  
 Question—put and resolved in the affirmative.
13. DAYS OF BUSINESS.—The Honorable H. Cuthbert moved, pursuant to notice, That Tuesday, Wednes-  
 day, and Thursday in each week be the days on which the Council shall meet for despatch of  
 business during the present Session, and that half-past Four o'clock be the hour of meeting on each  
 day; and that on Tuesday and Thursday in each week the transaction of Government business  
 shall take precedence of all other business.  
 Question—put and resolved in the affirmative.
14. CHAIRMAN OF COMMITTEES.—The Honorable H. Cuthbert moved, pursuant to notice, That the  
 Honorable Dr. Dobson be Chairman of Committees of the Council.  
 Question—put and resolved in the affirmative.  
 Whereupon the Honorable Dr. Dobson was congratulated by the Honorable the President and other  
 Members on his again securing the confidence of Honorable Members, and returned his thanks for  
 his re-election to the office of Chairman of Committees.
15. PARTITION LAW AMENDMENT BILL.—The Honorable J. M. Davies moved, pursuant to notice, That  
 he have leave to bring in a Bill to amend the Law relating to Partition.  
 Question—put and resolved in the affirmative.  
 Ordered—That the Honorable J. M. Davies do prepare and bring in the Bill.  
 The Honorable J. M. Davies then brought up a Bill intituled "*A Bill to amend the Law relating  
 to Partition,*" 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 June instant.

16. **CRIMINAL LAW AMENDMENT BILL.**—The Honorable H. Cuthbert moved, by leave, That he have leave to bring in a Bill to further amend the Criminal Law and for other purposes.  
 Question—put and resolved in the affirmative.  
 Ordered—That the Honorable H. Cuthbert do prepare and bring in the Bill.  
 The Honorable H. Cuthbert then brought up a Bill intituled “*A Bill to further amend the Criminal Law 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, 24th June instant.
17. **INFANT LIFE PROTECTION BILL.**—The Honorable H. Cuthbert moved, by leave, That he have leave to bring in a Bill to make better provision for the Protection of Infant Life and for other purposes.  
 Question—put and resolved in the affirmative.  
 Ordered—That the Honorable H. Cuthbert do prepare and bring in the Bill.  
 The Honorable H. Cuthbert then brought up a Bill intituled “*A Bill to make better provision for the Protection of Infant Life 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, 24th June instant.
18. **OFFICIAL SECRETS BILL.**—The Honorable J. Bell moved, by leave, That he have leave to bring in a Bill to prevent the Disclosure of Official Documents and Information.  
 Question—put and resolved in the affirmative.  
 Ordered—That the Honorable J. Bell do prepare and bring in the Bill.  
 The Honorable J. Bell then brought up a Bill intituled “*A Bill to Prevent the Disclosure of Official Documents and Information,*” 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 June instant.
19. **DECLARATIONS COMMISSIONERS BILL.**—The Honorable H. Cuthbert moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable H. Cuthbert, The President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 24th June instant, again resolve itself into the said Committee.
20. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, That the Council, at its rising, adjourn until Tuesday, 24th day of June instant.  
 Question—put and resolved in the affirmative.  
 The Council adjourned at eighteen minutes to six o'clock until Tuesday, 24th June instant, at half-past four o'clock.

JOHN BARKER,  
 Clerk of the Legislative Council.



## VICTORIA.

No. 4.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 24TH JUNE, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. AUSTRALASIAN FEDERATION—MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly by the Clerk of the Assembly:—

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they have agreed to the following resolutions:—

1. That this House concurs in the following resolutions, adopted by the Australasian Federation Conference on the 13th February last, at Parliament House, Melbourne, and which have been laid before this Assembly, viz.:—
  - (1) That, in the opinion of this Conference, the best interests and the present and future prosperity of the Australian colonies will be promoted by an early union under the Crown; and, while fully recognising the valuable services of the members of the Convention of 1883 in founding the Federal Council, it declares its opinion that the seven years which have since elapsed have developed the national life of Australia in population, in wealth, in the discovery of resources, and in self-governing capacity to an extent which justifies the higher act, at all times contemplated, of the union of these colonies under one legislative and executive Government, on principles just to the several colonies.
  - (2) That to the union of the Australian colonies contemplated by the foregoing resolution, the remoter Australasian colonies shall be entitled to admission at such times and on such conditions as may be hereafter agreed upon.
  - (3) That the members of the Conference should take such steps as may be necessary to induce the Legislatures of their respective colonies to appoint, during the present year, Delegates to a National Australasian Convention, empowered to consider and report upon an adequate scheme for a Federal Constitution.
2. That the following Members be appointed Delegates to a National Australasian Convention, and be empowered to consider and report upon an adequate scheme for a Federal Constitution for the Australian colonies, viz.:—The Honorable Alfred Deakin, the Honorable James Munro, the Honorable Lieutenant-Colonel William Collard Smith, the Honorable Henry John Wrixon, and the Honorable Duncan Gillies; and that such Members act with two Members to be similarly appointed by the Legislative Council.
3. That the Constitution, as adopted by the Convention, together with any documents relating to such Constitution, be submitted, as soon as possible, for the approval of the Parliament of this colony.

The Legislative Assembly desire the concurrence of the Legislative Council with the foregoing resolutions, and request that the Legislative Council will be pleased to appoint two of their Members to represent the colony at the National Australasian Convention, to act with the five Members of the Legislative Assembly who have been appointed to represent the colony at the said Convention.

M. H. DAVIES,  
*Speaker.*

Legislative Assembly,  
Melbourne, 10th June, 1890.

On the motion of the Honorable H. Cuthbert the Council ordered the above Message to be taken into consideration on Tuesday, 1st July next.

5. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
British New Guinea—Annual Report of Her Majesty's Administrator of the Government,  
from 4th September, 1888, to 30th June, 1889, with Map and Appendices.

Ordered to lie on the Table.

The Honorable H. Cuthbert presented, pursuant to Act of Parliament—

Victorian Mining Accident Relief Fund—Statement of Accounts rendered by the Trustees to the Fund.

Agricultural Education—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education from 1st July, 1889, to 31st December, 1889.

Bank Liabilities and Assets—Summary of Sworn Returns for the Quarter ended 31st March, 1890.

Severally ordered to lie on the Table.

The Honorable J. Bell presented, pursuant to Act of Parliament—

The Victorian Military Forces—Regulations for—Alterations and Additions.

The Victorian Permanent Naval Forces—Regulations for—Alterations and Additions.

Pilot Board—Accounts of—of Victoria for the period 1st September, 1888, to 21st February, 1889; together with the Audit Commissioners' Report thereon.

Melbourne Harbour Trust—The Accounts of—for the Year ended 31st December, 1889.

Drawback Regulations.

Drawback Regulations Amended.

Drawback Regulations.

Minor Articles used in Manufacture—Notices of Nine several Orders.

The Irrigation Act 1886—Orders in Council—

Bacchus Marsh Irrigation and Water Supply Trust—Constitution of Trust Amended.

Bacchus Marsh Irrigation and Water Supply Trust—Election Regulations Amended.

Bacchus Marsh Irrigation and Water Supply Trust—District divided into Divisions.

Bacchus Marsh Irrigation and Water Supply Trust—Election Regulations for Urban Commissioners.

Bacchus Marsh Irrigation and Water Supply Trust—Commissioners for Urban Division.

Bairnsdale Irrigation and Water Supply Trust—Constitution of Trust.

Bairnsdale Irrigation and Water Supply Trust—Construction of Works.

Bairnsdale Irrigation and Water Supply Trust—Quorum of Commissioners.

Bairnsdale Irrigation and Water Supply Trust—Loan of £20,000.

Campaspe Irrigation and Water Supply Trust—Constitution of Trust.

Campaspe Irrigation and Water Supply Trust—Construction of Works.

Campaspe Irrigation and Water Supply Trust—Election Regulations.

Koondrook Irrigation and Water Supply Trust—Extent of District Increased.

Leaghur and Meering Irrigation and Water Supply Trust—Extent of District Increased.

Leaghur and Meering Irrigation and Water Supply Trust—Boundaries of District Re-defined.

Lerderderg Irrigation and Water Supply Trust—Constitution of Trust.

Lerderderg Irrigation and Water Supply Trust—Construction of Works.

Lerderderg Irrigation and Water Supply Trust—Election Regulations.

North Boort Irrigation and Water Supply Trust—Constitution of Trust Amended.

North Boort Irrigation and Water Supply Trust—Election Regulations Amended.

North Boort Irrigation and Water Supply Trust—Loan.

Rodney Irrigation and Water Supply Trust—Extent of District Diminished.

Torrumberry North Irrigation and Water Supply Trust—Constitution of Trust Amended.

Werribee Irrigation and Water Supply Trust—Declaring District to be a Special Irrigation and Water Supply District.

Western Wimmera Irrigation and Water Supply Trust—Election Regulations Amended.

Western Wimmera Irrigation and Water Supply Trust—Revocation in part of Proclamation of Townships of Dimboola and Donald as Urban Districts.

Western Wimmera Irrigation and Water Supply Trust—Adjustment of Liabilities with Wimmera United Waterworks Trust.

Western Wimmera Irrigation and Water Supply Trust—District divided into Divisions.

Euroa Waterworks Trust—Application for Additional Loan of £2,500—Detailed Statement and Report.

Loddon United Waterworks Trust—Additional Loan for £1,000—Detailed Statement and Report.

Swan Hill Irrigation and Water Supply Trust—Application for Further Loan of £11,250—Detailed Statement.

Wimmera United Waterworks Trust—Additional Loan for £14,000—Detailed Statement and Report.

Severally ordered to lie upon the Table.

6. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend The Railway Loan Act 1889,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,

Legislative Assembly Chamber,

Melbourne, 11th June, 1890.

Speaker.

7. RAILWAY LOAN ACT 1889 AMENDMENT BILL.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled "*An Act to amend The Railway Loan Act 1889,*" 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.



8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act for taking a Census of the Population and of the Live Stock in Victoria,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 18th June, 1890.

M. H. DAVIES,  
Speaker.

9. CENSUS BILL.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled "*An Act for taking a Census of the Population and of the Live Stock in Victoria,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 1st July next.
10. PUBLIC LOANS FOR PUBLIC WORKS.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice given by the Honorable J. Service, That a Return be laid on the Table of the Council showing (approximately only, if more convenient) the amount of borrowed money that has been spent on Railways and Public Works of every description in the Colony each year since the introduction of responsible Government.  
Question—put and resolved in the affirmative.
11. FISHERIES BOARD.—The Honorable J. H. Connor moved, pursuant to notice, That in the opinion of this Council it is desirable that the Fisheries of the Colony be placed under the control of a "Fisheries Board," with power to make by-laws, rules, regulations, &c., for the management and development of our Fisheries.  
Debate ensued.  
Motion, by leave, withdrawn.
12. PLEURO-PNEUMONIA EXTERMINATION BILL.—The Honorable G. Davis moved, pursuant to notice, That he have leave to bring in a Bill to exterminate pleuro-pneumonia.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable G. Davis do prepare and bring in the Bill.  
The Honorable G. Davis then brought up a Bill intituled "*A Bill to exterminate Pleuro-pneumonia,*" and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 2nd July next.
13. LEAVE OF ABSENCE—THE HON. W. H. ROBERTS.—The Honorable Dr. Beaney moved, pursuant to notice, That leave of absence for the remainder of the Session be granted to the Honorable W. H. Roberts, on account of urgent private business.  
Question—put and resolved in the affirmative.
14. ADVANCES TO TRUSTS UNDER IRRIGATION ACTS.—The Honorable S. Fraser moved, pursuant to amended notice, That a Return be laid on the Table of the Council, made up to the 30th instant, of all moneys advanced to Trusts under the Irrigation Acts, giving dates of advances, the interest paid and in arrear; also, the total cost of all National Works.  
Question—put and resolved in the affirmative.
15. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President laid upon the Table the following Warrant appointing the Committee of Elections and Qualifications :—

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 the Legislative Assembly of Victoria respectively,*"

I do hereby appoint—

The Honorable James Bell,  
The Honorable Frederick Brown,  
The Honorable Samuel Winter Cooke,  
The Honorable John Mark Davies,  
The Honorable Cornelius Job Ham,  
The Honorable Joseph Major Pratt,  
and

The Honorable William Austin Zeal

to be Members of a Committee to be called "The Committee of Elections and Qualifications."

Given under my hand this twenty-fourth day of June, One thousand eight hundred and ninety.

JAS. MACBAIN,  
President of the Legislative Council.

16. LEAVE OF ABSENCE—THE HON. J. P. MACPHERSON.—The Hon. H. Cuthbert moved, by leave, That leave of absence for the remainder of the Session be granted to the Honorable J. P. MacPherson, on account of ill-health.  
Question—put and resolved in the affirmative.
17. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the first four Orders of the Day be postponed until after the consideration of *The Railway Loan Act 1889 Amendment Bill*.

18. RAILWAY LOAN ACT 1889 AMENDMENT BILL.—The Honorable J. Bell moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.  
 On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President 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 the Honorable J. Bell, read a third time and *passed*.  
 The Honorable J. Bell moved, That the following be the title of the Bill—  
 “*An Act to amend The Railway Loan Act 1889.*”  
 Question—put and resolved in the affirmative.  
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.
19. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of Orders 1 to 3 be postponed until after the consideration of the 4th Order for to-day.
20. DECLARATION COMMISSIONERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The President resumed the Chair, and the Honorable Dr. Dobson 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 the Council will, to-morrow, again resolve itself into the said Committee.

The Council adjourned at half-past six o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

## VICTORIA.

No. 5.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 25TH JUNE, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.

4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read and is as follows :—

HOPETOUN,

*Governor.**Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz. :—

“ *An Act to amend The Railway Loan Act 1889.*”

Government Offices,  
Melbourne, 25th June, 1890.

Ordered to lie on the Table.

5. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President's Warrant appointing “The Committee of Elections and Qualifications” was again laid upon the Table by the President.
6. LEGISLATIVE COUNCIL ELECTION LAW AMENDMENT BILL.—The Honorable C. Sargeant moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to Electors and the election of Members to serve in the Legislative Council.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable C. Sargeant do prepare and bring in the Bill.
7. WATER CONSERVATION ACTS—MONEYS ADVANCED UNDER.—The Honorable S. Fraser moved, pursuant to *amended* notice, That a Return be laid on the Table of the Council made up to 30th June instant, showing all moneys advanced under the Victorian Water Conservation Acts 1881, 1883, and 1884, giving dates of advances, the interest paid and in arrear.  
Question—put and resolved in the affirmative.
8. PAPER.—The following Paper was presented by the Honorable H. Cuthbert, by command of His Excellency the Governor—  
Botanical Gardens—Report on the suitability of the River Yarra for the irrigation of the—by Messrs. C. R. Blackett and A. N. Pearson.  
Ordered to lie on the Table.
9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act relating to Appeals under the Acts relating to the Customs,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 24th June, 1890.

M. H. DAVIES,  
Speaker.

10. CUSTOMS BILL 1890.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled “*An Act relating to Appeals under the Acts relating to the Customs,*” be now read a first time.

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

11. **DECLARATIONS COMMISSIONERS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair, and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill and agreed to the same with an amendment, the Council ordered the same to be taken into consideration on Tuesday, 1st July next; Bill, as amended, to be printed.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of Orders 2 and 3 be postponed until after the consideration of the 5th Order for to-day.
13. **OFFICIAL SECRETS BILL.**—The Honorable James Bell moved, That this Bill be now read a second time.  
Debate ensued.  
The Honorable J. M. Pratt moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and negatived.  
Debate continued.  
Question—that this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 1st July next, again resolve itself into the said Committee.
14. **PARTITION LAW AMENDMENT BILL.**—The Honorable J. M. Davies moved, That this Bill be now read a second time.  
Debate ensued.  
The Honorable H. Cuthbert moved, That the debate be now adjourned.  
Debate continued.  
Question—That the debate be now adjourned until Wednesday, 2nd July next—put and resolved in the affirmative.
15. **CRIMINAL LAW AMENDMENT BILL.**—The Honorable H. Cuthbert moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 1st July next, again resolve itself into the said Committee.
16. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered that the consideration of the following Order of the Day be postponed until Tuesday, 1st July next:—  
*Infant Life Protection Bill—To be read a second time.*
17. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 1st July next.  
Question—put and resolved in the affirmative.  
The Council adjourned at five minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

## VICTORIA.

No. 6.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 1ST JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President's Warrant appointing "The Committee of Elections and Qualifications" was again laid upon the Table by the President.
5. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council the following Bills, with which they desire the concurrence of the Legislative Council, viz. :—

- A Bill intituled "*An Act for the Interpretation of Legislative Enactments and for Shortening the Language used therein.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the Aboriginal Natives of Victoria.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Administration of the Estates of Deceased Persons.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the Agent-General for Victoria.*"
- A Bill intituled "*An Act to consolidate the Law relating to Colleges of Agriculture.*"
- A Bill intituled "*An Act to consolidate the Law relating to Aliens.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Protection of Animals.*"
- A Bill intituled "*An Act to consolidate the Law relating to Sales by Auction and Auctioneers.*"
- A Bill intituled "*An Act to consolidate the Law for the Collection and Payment of the Public Moneys the Audit of the Public Accounts and the Protection and Recovery of the Public Property.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Bakers and Millers.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Banks and the Currency.*"
- A Bill intituled "*An Act to consolidate the Law relating to Building Societies.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Butchers and Abattoirs.*"
- A Bill intituled "*An Act to consolidate the Law relating to Licensed Carriages.*"
- A Bill intituled "*An Act to consolidate the Law relating to Carriers Innkeepers and others.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Cemeteries.*"
- A Bill intituled "*An Act to consolidate the Laws affecting the Chinese immigrating to or resident in Victoria.*"
- A Bill intituled "*An Act to consolidate the Law relating to Companies.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Amendment of the Constitution.*"
- A Bill intituled "*An Act to consolidate the Law relating to Copyright.*"
- A Bill intituled "*An Act to consolidate the Law relating to Coroners.*"
- A Bill intituled "*An Act to consolidate the Laws relating to County Courts.*"
- A Bill intituled "*An Act to consolidate the Law relating to Crimes and Criminal Offenders.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Protection and Recovery of Crown Property and the enforcement of Claims against the Crown.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the Customs.*"
- A Bill intituled "*An Act to consolidate the Law relating to Duties of Customs and of Excise.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Defences and Discipline.*"

- A Bill intituled "*An Act to consolidate the Law relating to Dogs.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Drainage of Land for Agricultural and other purposes.*"
- A Bill intituled "*An Act to consolidate the Law relating to Education.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Employers and Employés.*"
- A Bill intituled "*An Act to consolidate the Law of Evidence.*"
- A Bill intituled "*An Act to consolidate the Law relating to Exhibitions.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the Importation Carriage Storage Manufacture and Sale of Explosives.*"
- A Bill intituled "*An Act to consolidate the Law relating to the supervision and regulation of Factories and Workrooms and the limitation of the Hours of Trading in Shops.*"
- A Bill intituled "*An Act to consolidate the Law relating to Dividing Fences.*"
- A Bill intituled "*An Act to consolidate the Law relating to Fisheries.*"
- A Bill intituled "*An Act to consolidate the Law relating to Friendly Societies.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Protection of Game.*"
- A Bill intituled "*An Act to consolidate the Law relating to Gaols.*"
- A Bill intituled "*An Act to consolidate the Law relating to Hawkers and Pedlers.*"
- A Bill intituled "*An Act to consolidate the Law relating to Public Health.*"
- A Bill intituled "*An Act to consolidate the Law relating to Hospitals and Charities.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Imprisonment of Fraudulent Debtors.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Care and Cure of Inebriates.*"
- A Bill intituled "*An Act to consolidate the Law relating to Insolvents and their Estates.*"
- A Bill intituled "*An Act to consolidate the Law relating to Instruments and Securities.*"
- A Bill intituled "*An Act to consolidate the Law relating to Juries.*"
- A Bill intituled "*An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the Sale and Occupation of Crown Lands and for other purposes.*"
- A Bill intituled "*An Act to consolidate the Law relating to Land Tax.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Landlord and Tenant.*"
- A Bill intituled "*An Act to consolidate the Law relating to the mode of procedure in taking and determining the Compensation to be paid for Lands required by the State for Public Works.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Libraries.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the Licensing of Public Houses and the Sale of Fermented and Spirituous Liquors.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Local Government.*"
- A Bill intituled "*An Act to consolidate the Law relating to Lunatics.*"
- A Bill intituled "*An Act to consolidate the Law relating to Passengers Harbours and Navigation.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Collectors of and Dealers in Special Wares Marine Stores and Old Metals.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Markets.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Property of Married Women.*"
- A Bill intituled "*An Act to consolidate the Law relating to Masters and Apprentices.*"
- A Bill intituled "*An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists and to adopt and continue the British Pharmacopœia.*"
- A Bill intituled "*An Act to consolidate the Law providing for the Regulation Management and Improvement of the Port of Melbourne and certain portions of the River Yarra Yarra and certain portions of the Saltwater River and for other purposes connected therewith.*"
- A Bill intituled "*An Act to consolidate the Law relating to Mines.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Maintenance in Victoria of a Branch of the Royal Mint.*"
- A Bill intituled "*An Act to consolidate the Law relating to Neglected Children.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Exemption of certain Contracts from the Law of Partnerships.*"
- A Bill intituled "*An Act to consolidate the Law concerning Letters Patent for Inventions.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Pawnbrokers.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Sale and Use of Poisons.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Management of Towns and other Populous Places and for the Suppression of various Offences.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Police Force in Victoria.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Post Office and for other purposes.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Impounding of Cattle.*"
- A Bill intituled "*An Act to consolidate the Laws relating to the preventing the Printing and Publishing of Books and Papers by Persons not known and to the Printing and Publishing of Newspapers.*"
- A Bill intituled "*An Act to consolidate the Law relating to Provident Societies.*"
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- A Bill intituled "*An Act to consolidate the Laws relating to the Public Service of Victoria.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Public Works.*"
- A Bill intituled "*An Act to consolidate the Law relating to Railways.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Real Property.*"

- A Bill intituled "*An Act to consolidate the Law relating to the Registration of Births Deaths and Marriages.*"
- A Bill intituled "*An Act to consolidate the Law relating to Savings Banks.*"
- A Bill intituled "*An Act to consolidate the Law relating to Seamen.*"
- A Bill intituled "*An Act to consolidate the Law relating to Stamps.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Diseases in Stock.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Supreme Court.*"
- A Bill intituled "*An Act to consolidate the Law enabling Trustees of Temperance Halls to demise certain lands for terms of years and to raise Loans on the Rents of such lands and buildings and for other purposes.*"
- A Bill intituled "*An Act to consolidate the Law relating to Licensed Theatres.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Eradication of Thistles.*"
- A Bill intituled "*An Act to consolidate the Law relating to Trade Marks.*"
- A Bill intituled "*An Act to consolidate the Law relating to Trade Unions.*"
- A Bill intituled "*An Act to consolidate the Law relating to Tramways.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Simplification of the Title to and the Dealing with Estates in Land.*"
- A Bill intituled "*An Act to consolidate the Law relating to Trusts and Trustees.*"
- A Bill intituled "*An Act to consolidate the Law relating to the University of Melbourne.*"
- A Bill intituled "*An Act to consolidate the Law relating to Unlawful Assemblies and Processions Special Constables and Riotously Disturbed Districts.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Destruction and Suppression of Rabbits and other Vermin.*"
- A Bill intituled "*An Act to consolidate the Law relating to Veterinary Surgeons.*"
- A Bill intituled "*An Act to consolidate the Law relating to Vine Diseases.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Supply and Conservation of Water.*"
- A Bill intituled "*An Act to consolidate the Law relating to the Cultivation of Wattle Trees.*"
- A Bill intituled "*An Act to consolidate the Law relating to Weights and Measures.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Wills.*"
- A Bill intituled "*An Act to consolidate the Laws relating to Wrongs.*"

Legislative Assembly,  
Melbourne, 1st July, 1890.

M. H. DAVIES,  
Speaker.

6. CONSOLIDATING BILLS.—The Honorable H. Cuthbert moved, That the Bills transmitted by the above Message, severally intituled—

- "*An Act for the Interpretation of Legislative Enactments, and for Shortening the Language used therein.*"
- "*An Act to consolidate the Laws relating to the Aboriginal Natives of Victoria.*"
- "*An Act to consolidate the Law relating to the Administration of the Estates of Deceased Persons.*"
- "*An Act to consolidate the Laws relating to the Agent-General for Victoria.*"
- "*An Act to consolidate the Law relating to Colleges of Agriculture.*"
- "*An Act to consolidate the Law relating to Aliens.*"
- "*An Act to consolidate the Law relating to the Protection of Animals.*"
- "*An Act to consolidate the Law relating to Sales by Auction and Auctioneers.*"
- "*An Act to consolidate the Law for the Collection and Payment of the Public Moneys, the Audit of the Public Accounts, and the Protection and Recovery of the Public Property.*"
- "*An Act to consolidate the Laws relating to Bakers and Millers.*"
- "*An Act to consolidate the Laws relating to Banks and the Currency.*"
- "*An Act to consolidate the Law relating to Building Societies.*"
- "*An Act to consolidate the Laws relating to Butchers and Abattoirs.*"
- "*An Act to consolidate the Law relating to Licensed Carriages.*"
- "*An Act to consolidate the Law relating to Carriers, Innkeepers, and others.*"
- "*An Act to consolidate the Laws relating to Cemeteries.*"
- "*An Act to consolidate the Laws affecting the Chinese immigrating to or resident in Victoria.*"
- "*An Act to consolidate the Law relating to Companies.*"
- "*An Act to consolidate the Law relating to the Amendment of the Constitution.*"
- "*An Act to consolidate the Law relating to Copyright.*"
- "*An Act to consolidate the Law relating to Coroners.*"
- "*An Act to consolidate the Laws relating to County Courts.*"
- "*An Act to consolidate the Law relating to Crimes and Criminal Offenders.*"
- "*An Act to consolidate the Law relating to the Protection and Recovery of Crown Property, and the enforcement of Claims against the Crown.*"
- "*An Act to consolidate the Laws relating to the Customs.*"
- "*An Act to consolidate the Law relating to Duties of Customs and of Excise.*"
- "*An Act to consolidate the Laws relating to Defences and Discipline.*"
- "*An Act to consolidate the Law relating to Dogs.*"
- "*An Act to consolidate the Law relating to the Drainage of Land for Agricultural and other purposes.*"
- "*An Act to consolidate the Law relating to Education.*"
- "*An Act to consolidate the Laws relating to Employers and Employés.*"
- "*An Act to consolidate the Law of Evidence.*"
- "*An Act to consolidate the Law relating to Exhibitions.*"
- "*An Act to consolidate the Laws relating to the Importation, Carriage, Storage, Manufacture, and Sale of Explosives.*"
- "*An Act to consolidate the Law relating to the supervision and regulation of Factories and Work-rooms, and the limitation of the Hours of Trading in Shops.*"

- "An Act to consolidate the Law relating to Dividing Fences."  
 "An Act to consolidate the Law relating to Fisheries."  
 "An Act to consolidate the Law relating to Friendly Societies."  
 "An Act to consolidate the Law relating to the Protection of Game."  
 "An Act to consolidate the Law relating to Gaols."  
 "An Act to consolidate the Law relating to Hawkers and Peddlers."  
 "An Act to consolidate the Law relating to Public Health."  
 "An Act to consolidate the Law relating to Hospitals and Charities."  
 "An Act to consolidate the Law relating to the Imprisonment of Fraudulent Debtors."  
 "An Act to consolidate the Law relating to the Care and Cure of Inebriates."  
 "An Act to consolidate the Law relating to Insolvents and their Estates."  
 "An Act to consolidate the Law relating to Instruments and Securities."  
 "An Act to consolidate the Law relating to Juries."  
 "An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions."  
 "An Act to consolidate the Laws relating to the Sale and Occupation of Crown Lands, and for other purposes."  
 "An Act to consolidate the Law relating to Land Tax."  
 "An Act to consolidate the Laws relating to Landlord and Tenant."  
 "An Act to consolidate the Law relating to the mode of procedure in taking and determining the Compensation to be paid for Lands required by the State for Public Works."  
 "An Act to consolidate the Laws relating to Libraries."  
 "An Act to consolidate the Laws relating to the Licensing of Public Houses and the Sale of Fermented and Spirituous Liquors."  
 "An Act to consolidate the Laws relating to Local Government."  
 "An Act to consolidate the Law relating to Lunatics."  
 "An Act to consolidate the Law relating to Passengers Harbours and Navigation."  
 "An Act to consolidate the Laws relating to Collectors of and Dealers in Special Wares Marine Stores and Old Metals."  
 "An Act to consolidate the Laws relating to Markets."  
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 "An Act to consolidate the Law relating to the Property of Married Women."  
 "An Act to consolidate the Law relating to Masters and Apprentices."  
 "An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists and to adopt and continue the British Pharmacopœia."  
 "An Act to consolidate the Law providing for the Regulation Management and Improvement of the Port of Melbourne and certain portions of the River Yarra Yarra and certain portions of the Saltwater River and for other purposes connected therewith."  
 "An Act to consolidate the Law relating to Mines."  
 "An Act to consolidate the Law relating to the Maintenance in Victoria of a Branch of the Royal Mint."  
 "An Act to consolidate the Law relating to Neglected Children."  
 "An Act to consolidate the Law relating to the Exemption of certain Contracts from the Law of Partnerships."  
 "An Act to consolidate the Law concerning Letters Patent for Inventions."  
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 "An Act to consolidate the Law relating to the Impounding of Cattle."  
 "An Act to consolidate the Laws relating to the preventing the Printing and Publishing of Books and Papers by Persons not known and to the Printing and Publishing of Newspapers."  
 "An Act to consolidate the Law relating to Provident Societies."  
 "An Act to consolidate the Law relating to Penalties."  
 "An Act to consolidate the Laws relating to the Public Service of Victoria."  
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 "An Act to consolidate the Law relating to Stamps."  
 "An Act to consolidate the Laws relating to Diseases in Stock."  
 "An Act to consolidate the Law relating to the Supreme Court."  
 "An Act to consolidate the Law enabling Trustees of Temperance Halls to demise certain lands for terms of years and to raise Loans on the Rents of such lands and buildings, and for other purposes."  
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 "An Act to consolidate the Law relating to Tramways."  
 "An Act to consolidate the Law relating to the Simplification of the Title to and the Dealing with Estates in Lund."  
 "An Act to consolidate the Law relating to Trusts and Trustees."



“An Act to consolidate the Law relating to the University of Melbourne.”

“An Act to consolidate the Law relating to Unlawful Assemblies and Processions, Special Constables, and Riotously Disturbed Districts.”

“An Act to consolidate the Law relating to the Destruction and Suppression of Rabbits and other Vermin.”

“An Act to consolidate the Law relating to Veterinary Surgeons.”

“An Act to consolidate the Law relating to Vine Diseases.”

“An Act to consolidate the Law relating to the Supply and Conservation of Water.”

“An Act to consolidate the Law relating to the Cultivation of Wattle Trees.”

“An Act to consolidate the Law relating to Weights and Measures.”

“An Act to consolidate the Laws relating to Wills.”

“An Act to consolidate the Laws relating to Wrongs”—

be now read a first time.

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

The Honorable H. Cuthbert moved, That these several Bills be now read a second time.

The Honorable Lt.-Col. Sir F. T. Sargood moved, That the debate be adjourned.

Debate continued.

Question—That the debate be adjourned until Tuesday, 8th July inst.—put and resolved in the affirmative.

7. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—

Import, Export, Transshipment, and Shipping Returns—a General Summary of the—with an Abstract of Customs Revenue, for the Year 1889; also Abstract-Comparative Table, Years 1885-9, and copy of the Victorian Tariff, &c., &c.

Ordered to lie on the Table.

The Honorable H. Cuthbert presented, pursuant to Act of Parliament—

Regulations for Volunteer Cadet Corps—Alterations.

Ordered to lie on the Table.

8. LEGISLATIVE COUNCIL ELECTION LAW AMENDMENT BILL.—The Honorable C. Sargeant brought up a Bill intituled “A Bill to amend the Law relating to Electors and Elections of Members to serve in the Legislative Council,” 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, 9th July inst.

9. AUSTRALASIAN FEDERATION.—The Order of the Day for the consideration of the Message from the Legislative Assembly having been read, the Honorable H. Cuthbert moved—

1. That the Legislative Council concurs in the following resolutions, adopted by the Australasian Federation Conference on the 13th February last, at Parliament House, Melbourne, and which have been laid before the Assembly, viz. :—

- (1) That, in the opinion of this Conference, the best interests and the present and future prosperity of the Australian colonies will be promoted by an early union under the Crown; and, while fully recognising the valuable services of the members of the Convention of 1883 in founding the Federal Council, it declares its opinion that the seven years which have since elapsed have developed the national life of Australia in population, in wealth, in the discovery of resources, and in self-governing capacity to an extent which justifies the higher act, at all times contemplated, of the union of these colonies under one legislative and executive Government, on principles just to the several colonies.
- (2) That to the union of the Australian colonies contemplated by the foregoing resolution, the remoter Australasian colonies shall be entitled to admission at such times and on such conditions as may be hereafter agreed upon.
- (3) That the members of the Conference should take such steps as may be necessary to induce the Legislatures of their respective colonies to appoint, during the present year, Delegates to a National Australasian Convention, empowered to consider and report upon an adequate scheme for a Federal Constitution.

Debate ensued.

The Honorable S. Fraser moved, That the debate be now adjourned.

Debate continued.

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

Debate further continued.

The Honorable Dr. Le Fevre moved, That the debate be now adjourned.

Question—That the debate be now adjourned until to-morrow, to take precedence—put and resolved in the affirmative.

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

*Census Bill—To be read a second time.*

*Customs Bill 1890—To be read a second time.*

*Declarations Commissioners Bill—Adoption of Report.*

*Official Secrets Bill—To be further considered in Committee.*

*Criminal Law Amendment Bill—To be further considered in Committee.*

*Infant Life Protection Bill—To be read a second time.*

11. LENGTH, COST, AND REVENUE OF RAILWAYS.—The Honorable W. A. Zeal moved, pursuant to notice, That a Return be laid on the Table of the Council specifying—

1. The length of each railway constructed on or before 31st December, 1889.
2. The total cost of each such railway.
3. The net revenue of each railway (after deducting working expenses and all other charges), *i.e.*, the percentage on each £100 of expended capital contributed by each railway to the Treasury, such percentage to be based on the average returns for the years 1887, 1888, and 1889.

Question—put and resolved in the affirmative.

The Council adjourned at five minutes past ten o'clock until to-morrow at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

## VICTORIA.

No. 7.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 2ND JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Trades Unions—Fourth Annual Report of the Proceedings of the Government Statist in connexion with.—Report for the Year 1889, with an Appendix.  
Ordered to lie on the Table.
5. MR. WILLIAM BURSTON.—The Honorable J. Service moved, pursuant to notice, That there be laid upon the Table of the Council a copy of the Report of the Departmental Board on the case of Mr. William Burston, with all correspondence and departmental minutes relating thereto.  
Question—put and resolved in the affirmative.
6. STANDING ORDERS.—The Hon. Lieut-Col. Sir F. T. Sargood moved, pursuant to *amended* notice, That it be referred to the Standing Orders Committee to consider and report as to the advisability of this House passing a Standing Order to the following effect:—  
A Member moving or seconding the adjournment of the debate on any question shall, whether the adjournment be carried or not, be entitled to speak again on the main question, provided he has not discussed that question in moving or seconding the motion for adjournment; and as to the advisability of altering any other Standing Orders.  
Debate ensued.  
Question—put and resolved in the affirmative.
7. AUSTRALASIAN FEDERATION.—The Order of the Day for the resumption of the debate on the question—  
I. That the Legislative Council concurs in the following resolutions, adopted by the Australasian Federation Conference on the 13th February last, at Parliament House, Melbourne, and which have been laid before the Assembly, viz.:—  
(1) That, in the opinion of this Conference, the best interests and the present and future prosperity of the Australian colonies will be promoted by an early union under the Crown; and, while fully recognising the valuable services of the members of the Convention of 1883 in founding the Federal Council, it declares its opinion that the seven years which have since elapsed have developed the national life of Australia in population, in wealth, in the discovery of resources, and in self-governing capacity to an extent which justifies the higher act, at all times contemplated, of the union of these colonies under one legislative and executive Government, on principles just to the several colonies.  
(2) That to the union of the Australian colonies contemplated by the foregoing resolution, the remoter Australasian colonies shall be entitled to admission at such times and on such conditions as may be hereafter agreed upon.  
(3) That the members of the Conference should take such steps as may be necessary to induce the Legislatures of their respective colonies to appoint, during the present year, Delegates to a National Australasian Convention, empowered to consider and report upon an adequate scheme for a Federal Constitution—

having been read—

Debate resumed.

Question—put and resolved in the affirmative.

(650 copies.)

†

The Honorable H. Cuthbert moved—II. That the Legislative Council concurs with the Legislative Assembly, That the following Members be appointed Delegates to a National Australasian Convention, and be empowered to consider and report upon an adequate scheme for a Federal Constitution for the Australian colonies, viz.:—The Honorable Alfred Deakin, the Honorable James Munro, the Honorable Lieutenant-Colonel William Collard Smith, the Honorable Henry John Wrixon, and the Honorable Duncan Gillies.

The Honorable W. A. Zeal moved, That the words “the Honorable Henry John Wrixon” be omitted from the 5th line of the above question.

Debate ensued.

Amendment, by leave, withdrawn.

The Honorable S. Fraser moved, as an amendment, That all the words after the first word “That” be omitted with a view to insert instead thereof the words “four Members from the Legislative Assembly represent that body in the National Australasian Convention, and that such Members act with three Members to be appointed by the Legislative Council.”

Debate ensued.

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

Council divided.

Ayes, 23.

The Hon. Dr. J. G. Beaney  
 J. Bell  
 Sir B. Benjamin  
 J. Buchanan  
 J. S. Butters  
 Sir W. J. Clarke, Bart.  
 S. W. Cooke  
 G. S. Coppin  
 J. M. Davies  
 T. Dowling  
 C. J. Ham  
 D. Ham  
 C. H. James  
 Dr. Le Fevre  
 E. Morey  
 J. M. Pratt  
 C. Sargeant  
 Lieut.-Col. Sir F. T. Sargood  
 G. Simmie  
 N. Thornley  
 W. I. Winter-Irving  
 G. Young  
 H. Cuthbert (*Teller*).

Noes, 7.

The Hon. G. Davis  
 N. FitzGerald  
 S. Fraser  
 H. Gore  
 D. Melville  
 J. A. Wallace  
 W. A. Zeal (*Teller*).

And so it passed in the affirmative.

Question—That the following Members be appointed Delegates to a National Australasian Convention, and be empowered to consider and report upon an adequate scheme for a Federal Constitution for the Australian colonies, viz.:—The Honorable Alfred Deakin, the Honorable James Munro, the Honorable Lieutenant-Colonel William Collard Smith, the Honorable Henry John Wrixon, and the Honorable Duncan Gillies—put and resolved in the affirmative.

The Honorable H. Cuthbert moved—III. That the Legislative Council concurs with the Legislative Assembly, That the Constitution, as adopted by the Convention, together with any documents relating to such Constitution, be submitted, as soon as possible, for the approval of the Parliament of this colony.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable H. Cuthbert moved, That the further consideration of the Message from the Legislative Assembly be postponed until Tuesday next.

Question—put and resolved in the affirmative.

8. PARTITION LAW AMENDMENT 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 resolved in the affirmative.—Bill read a second time.

The Honorable J. M. Davies moved, that this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable Lieut.-Col. Sir F. T. Sargood 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 the Council will, on Wednesday, 9th July instant, again resolve itself into the said Committee.

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

*Pleuro-pneumonia Extermination Bill*—To be read a second time—until Wednesday, 9th July instant.

*Census Bill*—To be read a second time,

*Customs Bill 1890*—To be read a second time,

*Declarations Commissioners Bill*—Adoption of Report,

*Official Secrets Bill*—To be further considered in Committee,

*Criminal Law Amendment Bill*—To be further considered in Committee,

*Infant Life Protection Bill*—To be read a second time—until Tuesday, 8th July instant.

10. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, That the Council, at its rising, adjourn until Tuesday, 8th July instant.

Question—put and resolved in the affirmative.

The Council adjourned at twenty-six minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,

*Clerk of the Legislative Council.*



## VICTORIA.

No. 8.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 8TH JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
The Irrigation Act 1886—  
Myall Irrigation and Water Supply Trust.—Constitution of Trust.  
Myall Irrigation and Water Supply Trust.—Election Regulations.  
Myall Irrigation and Water Supply Trust.—Scheme or Plan of Works.  
Leaghur and Meering Irrigation and Water Supply Trust.—Additional Loan.  
Leaghur and Meering Irrigation and Water Supply Trust.—Additional Loan.  
Severally ordered to lie on the Table.
5. YAN YEAN WATERWORKS.—The Honorable J. S. Butters moved, pursuant to *amended* notice, That a Return be laid upon the Table of the Council showing the amount expended upon (including interest), and the revenue received from, the Yan Yean Waterworks in each year since their commencement to date.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. CONSOLIDATING BILLS.—The Order of the Day for the resumption of the debate on the question, That these Bills be now read a second time—having been read—  
Debate resumed.  
Question—That the several Consolidating Bills be now read a second time—put and resolved in the affirmative.  
The Honorable H. Cuthbert moved, That the several Consolidating Bills be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of these Bills.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Interpretation of Acts Bill and the several Consolidating Bills mentioned in the Second Schedule thereto and agreed to the same severally without amendment, the Council ordered the same to be taken into consideration this day.  
On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on these Bills.  
The President having reported that the Chairman of Committees had certified that the fair prints of these Bills were in accordance with the Bills as reported—Bills, on the motion of the Honorable H. Cuthbert, read a third time and *passed*.  
The Honorable H. Cuthbert moved, That the following be the titles of the said Bills—  
“*An Act for the Interpretation of Legislative Enactments, and for Shortening the Language used therein.*”  
“*An Act to consolidate the Laws relating to the Aboriginal Natives of Victoria.*”  
“*An Act to consolidate the Law relating to the Administration of the Estates of Deceased Persons.*”  
“*An Act to consolidate the Laws relating to the Agent-General for Victoria.*”  
“*An Act to consolidate the Law relating to Colleges of Agriculture.*”  
“*An Act to consolidate the Law relating to Aliens.*”  
“*An Act to consolidate the Law relating to the Protection of Animals.*”  
“*An Act to consolidate the Law relating to Sales by Auction and Auctioneers.*”  
“*An Act to consolidate the Law for the Collection and Payment of the Public Moneys, the Audit of the Public Accounts, and the Protection and Recovery of the Public Property.*”  
“*An Act to consolidate the Laws relating to Bakers and Millers.*”  
“*An Act to consolidate the Laws relating to Banks and the Currency.*”

- "An Act to consolidate the Law relating to Building Societies."  
 "An Act to consolidate the Laws relating to Butchers and Abattoirs."  
 "An Act to consolidate the Law relating to Licensed Carriages."  
 "An Act to consolidate the Law relating to Carriers, Innkeepers, and others."  
 "An Act to consolidate the Laws relating to Cemeteries."  
 "An Act to consolidate the Laws affecting the Chinese immigrating to or resident in Victoria."  
 "An Act to consolidate the Law relating to Companies."  
 "An Act to consolidate the Law relating to the Amendment of the Constitution."  
 "An Act to consolidate the Law relating to Copyright."  
 "An Act to consolidate the Law relating to Coroners."  
 "An Act to consolidate the Laws relating to County Courts."  
 "An Act to consolidate the Law relating to Crimes and Criminal Offenders."  
 "An Act to consolidate the Law relating to the Protection and Recovery of Crown Property, and the enforcement of Claims against the Crown."  
 "An Act to consolidate the Laws relating to the Customs."  
 "An Act to consolidate the Law relating to Duties of Customs and of Excise."  
 "An Act to consolidate the Laws relating to Defences and Discipline."  
 "An Act to consolidate the Law relating to Dogs."  
 "An Act to consolidate the Law relating to the Drainage of Land for Agricultural and other purposes."  
 "An Act to consolidate the Law relating to Education."  
 "An Act to consolidate the Laws relating to Employers and Employés."  
 "An Act to consolidate the Law of Evidence."  
 "An Act to consolidate the Law relating to Exhibitions."  
 "An Act to consolidate the Laws relating to the Importation, Carriage, Storage, Manufacture, and Sale of Explosives."  
 "An Act to consolidate the Law relating to the supervision and regulation of Factories and Work-rooms, and the limitation of the Hours of Trading in Shops."  
 "An Act to consolidate the Law relating to Dividing Fences."  
 "An Act to consolidate the Law relating to Fisheries."  
 "An Act to consolidate the Law relating to Friendly Societies."  
 "An Act to consolidate the Law relating to the Protection of Game."  
 "An Act to consolidate the Law relating to Gaols."  
 "An Act to consolidate the Law relating to Hawkers and Pedlers."  
 "An Act to consolidate the Law relating to Public Health."  
 "An Act to consolidate the Law relating to Hospitals and Charities."  
 "An Act to consolidate the Law relating to the Imprisonment of Fraudulent Debtors."  
 "An Act to consolidate the Law relating to the Care and Cure of Inebriates."  
 "An Act to consolidate the Law relating to Insolvents and their Estates."  
 "An Act to consolidate the Law relating to Instruments and Securities."  
 "An Act to consolidate the Law relating to Juries."  
 "An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions."  
 "An Act to consolidate the Laws relating to the Sale and Occupation of Crown Lands, and for other purposes."  
 "An Act to consolidate the Law relating to Land Tax."  
 "An Act to consolidate the Laws relating to Landlord and Tenant."  
 "An Act to consolidate the Law relating to the mode of procedure in taking and determining the Compensation to be paid for Lands required by the State for Public Works."  
 "An Act to consolidate the Laws relating to Libraries."  
 "An Act to consolidate the Laws relating to the Licensing of Public Houses and the Sale of Fermented and Spirituous Liquors."  
 "An Act to consolidate the Laws relating to Local Government."  
 "An Act to consolidate the Law relating to Lunatics."  
 "An Act to consolidate the Law relating to Passengers Harbours and Navigation."  
 "An Act to consolidate the Laws relating to Collectors of and Dealers in Special Wares Marine Stores and Old Metals."  
 "An Act to consolidate the Laws relating to Markets."  
 "An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes."  
 "An Act to consolidate the Law relating to the Property of Married Women."  
 "An Act to consolidate the Law relating to Masters and Apprentices."  
 "An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists and to adopt and continue the British Pharmacopœia."  
 "An Act to consolidate the Law providing for the Regulation Management and Improvement of the Port of Melbourne and certain portions of the River Yarra Yarra and certain portions of the Saltwater River and for other purposes connected therewith."  
 "An Act to consolidate the Law relating to Mines."  
 "An Act to consolidate the Law relating to the Maintenance in Victoria of a Branch of the Royal Mint."  
 "An Act to consolidate the Law relating to Neglected Children."  
 "An Act to consolidate the Law relating to the Exemption of certain Contracts from the Law of Partnerships."  
 "An Act to consolidate the Law concerning Letters Patent for Inventions."  
 "An Act to consolidate the Laws relating to Pawnbrokers."  
 "An Act to consolidate the Law relating to the Sale and Use of Poisons."  
 "An Act to consolidate the Law relating to the Management of Towns and other Populous Places and for the Suppression of various Offences."



- “An Act to consolidate the Law relating to the Police Force in Victoria.”  
 “An Act to consolidate the Law relating to the Post Office and for other purposes.”  
 “An Act to consolidate the Law relating to the Impounding of Cattle.”  
 “An Act to consolidate the Laws relating to the preventing the Printing and Publishing of Books and Papers by Persons not known and to the Printing and Publishing of Newspapers.”  
 “An Act to consolidate the Law relating to Provident Societies.”  
 “An Act to consolidate the Law relating to Penalties.”  
 “An Act to consolidate the Laws relating to the Public Service of Victoria.”  
 “An Act to consolidate the Laws relating to Public Works.”  
 “An Act to consolidate the Law relating to Railways.”  
 “An Act to consolidate the Laws relating to Real Property.”  
 “An Act to consolidate the Law relating to the Registration of Births Deaths and Marriages.”  
 “An Act to consolidate the Law relating to Savings Banks.”  
 “An Act to consolidate the Law relating to Seamen.”  
 “An Act to consolidate the Law relating to Stamps.”  
 “An Act to consolidate the Laws relating to Diseases in Stock.”  
 “An Act to consolidate the Law relating to the Supreme Court.”  
 “An Act to consolidate the Law enabling Trustees of Temperance Halls to demise certain lands for terms of years and to raise Loans on the Rents of such lands and buildings, and for other purposes.”  
 “An Act to consolidate the Law relating to Licensed Theatres.”  
 “An Act to consolidate the Law relating to the Eradication of Thistles.”  
 “An Act to consolidate the Law relating to Trade Marks.”  
 “An Act to consolidate the Law relating to Trade Unions.”  
 “An Act to consolidate the Law relating to Tramways.”  
 “An Act to consolidate the Law relating to the Simplification of the Title to and the Dealing with Estates in Land.”  
 “An Act to consolidate the Law relating to Trusts and Trustees.”  
 “An Act to consolidate the Law relating to the University of Melbourne.”  
 “An Act to consolidate the Law relating to Unlawful Assemblies and Processions, Special Constables, and Riotously Disturbed Districts.”  
 “An Act to consolidate the Law relating to the Destruction and Suppression of Rabbits and other Vermin.”  
 “An Act to consolidate the Law relating to Veterinary Surgeons.”  
 “An Act to consolidate the Law relating to Vine Diseases.”  
 “An Act to consolidate the Law relating to the Supply and Conservation of Water.”  
 “An Act to consolidate the Law relating to the Cultivation of Wattle Trees.”  
 “An Act to consolidate the Law relating to Weights and Measures.”  
 “An Act to consolidate the Laws relating to Wills.”  
 “An Act to consolidate the Laws relating to Wrongs.”

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the said several Bills without amendment.

7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “An Act relating to Shire Boundaries,” with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 3rd July, 1890.

8. SHIRE BOUNDARIES BILL.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled “An Act relating to Shire Boundaries,” 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.

9. CUSTOMS BILL 1890.—The Honorable J. Bell moved, That this Bill be now read a second time.

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

The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair, and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. Bell, read a third time and *passed*.

The Honorable J. Bell moved, That the following be the title of the Bill—

“An Act relating to Appeals under the Acts relating to the Customs.”

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

10. **DECLARATIONS COMMISSIONERS BILL.**—On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill.  
The President 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 the Honorable H. Cuthbert, read a third time and *passed*.  
The Honorable H. Cuthbert moved, That the following be the title of the Bill—  
“*An Act to provide for the Appointment of Commissioners for taking Declarations.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.
11. **OFFICIAL SECRETS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—the President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same with an amendment, the Council ordered the same to be taken into consideration to-morrow.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed as under :—  
*Australasian Federation*—*Adjourned debate on consideration of Message from the Legislative Assembly*—until to-morrow.  
*Census Bill*—*To be read a second time*—until Tuesday, 15th July inst.  
*Criminal Law Amendment Bill*—*To be further considered in Committee,*  
*Infant Life Protection Bill*—*To be read a second time*—until to-morrow.
13. **POPE'S EYE FORT.**—The Honorable S. Fraser moved, pursuant to notice, That there be laid upon the Table of the Council a copy of the Report of the Military Conference which the late Sir James Lorimer attended in London in 1887, *re* the Pope's Eye Fort.  
Debate ensued.  
Motion, by leave, withdrawn.

The Council adjourned at eighteen minutes past ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 9TH JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
Australasian Stock Conference—Report, Minutes of Proceedings, Resolutions, &c., of the—  
held in Melbourne in November, 1889.  
Ordered to lie on the Table.  
The Honorable J. Bell presented, pursuant to Act of Parliament—  
The Marine Board Act.—Regulations for the Examination of Engineers for Certificates of  
Competency.  
Ordered to lie on the Table.
5. PROSPECTING VOTE.—The Honorable H. Gore moved, pursuant to *amended* notice, That a Return be  
laid upon the Table of the Council specifying—
  - 1st. The amount of money proposed to be taken from this year's Prospecting vote for diamond  
or other drills, showing how much it is proposed to expend on such drills in each of the  
mining districts of the colony.
  - 2nd. The amount of money recommended by each of the several Prospecting Boards for diamond  
drill or other boring.
  - 3rd. The amounts which lapsed in the several districts in 1889–90, and if such lapsed votes  
were referred back to the Prospecting Boards to re-allot.
 Question—put and resolved in the affirmative.
6. AUSTRALASIAN FEDERATION.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, IV. That the  
following Members be appointed delegates to the National Australasian Convention above referred  
to, and that they be empowered to consider and report upon an adequate scheme for a Federal  
Constitution for the Australian Colonies, viz.:—The Honorable Henry Cuthbert and the Honorable  
Nicholas FitzGerald, and that such Members act with the five Members appointed by the Legislative  
Assembly.  
Question—put and resolved in the affirmative.  
The Honorable H. Cuthbert moved, That a Message be transmitted to the Legislative Assembly  
acquainting them with the resolutions agreed to by the Legislative Council.  
Question—put and resolved in the affirmative.
7. LEGISLATIVE COUNCIL ELECTION LAW AMENDMENT BILL.—The Honorable C. Sargeant moved, That  
this Bill be now read a second time.  
The Honorable H. Cuthbert moved, that the word "now" be omitted and the words "this day six  
months" be added after the word "time."  
Debate ensued.  
The Honorable G. Young moved, That the debate be now adjourned.  
Question—That the debate be now adjourned until Wednesday, 23rd July instant—put and resolved  
in the affirmative.
8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt  
of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Message from His Excel-  
lency the Governor, recommending amendments in the following Bills, viz. :—  
A Bill intituled "*An Act for the interpretation of Legislative Enactments and for  
shortening the language used therein.*"  
(650 copies.)

A Bill intituled "*An Act to consolidate the Law relating to the Amendment of the Constitution.*"

A Bill intituled "*An Act to consolidate the Laws relating to the Customs.*"

A Bill intituled "*An Act to consolidate the Law relating to Instruments and Securities.*"

A Bill intituled "*An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions.*"

A Bill intituled "*An Act to consolidate the Laws relating to Local Government.*"

A Bill intituled "*An Act to consolidate the Law relating to Lunatics.*"

A Bill intituled "*An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists and to adopt and continue the British Pharmacopœia.*"

A Bill intituled "*An Act to consolidate the Law relating to Mines.*"

A Bill intituled "*An Act to consolidate the Law relating to the Supply and Conservation of Water.*"

The Legislative Assembly acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in the aforementioned Bills, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 9th July, 1890.

M. H. DAVIES,  
Speaker.

9. CONSOLIDATING BILLS.—And the said Message from His Excellency the Governor was read, and is as follows :—

HOPETOUN,

*Governor.*

*Message No.*

Pursuant to the provisions of section thirty-six of the Constitution Act, the Governor transmits to the Legislative Assembly the several amendments set forth in the following Schedule, which he desires to be made in the several consolidating Bills mentioned in such Schedule :—

Government Offices,  
Melbourne, July, 1890.

#### SCHEDULE SETTING FORTH AMENDMENTS.

In the Bill intituled "*An Act for the interpretation of Legislative Enactments, and for shortening the language used therein*" :—

In clause 21, line 3, after the word "Act" insert "other than any annual Appropriation Act."

In clause 31, line 10, after "New South Wales" insert "and shall."

In the Bill intituled "*An Act to consolidate the Law relating to the Amendment of the Constitution*" :—

In the Seventeenth Schedule for the description of boundaries contained on pages 206 and 207 under the heading "20. Creswick," substitute the following :—

##### 1. BULLAROOK DIVISION.

Commencing at the south-west angle of allotment 68, being a point on the boundary of the district; thence east by the said allotment and allotment 65 to the township of Smeaton; thence east and north by the boundary of the said township to the Bullarook Creek; thence south-easterly by that creek to the north-west angle of allotment 1 of section 3, parish of Dean; thence west to a road on the west side of allotment A of section 3; thence south-westerly by that road to the west angle of allotment 3BB of section 4, same parish; thence south-easterly by the said road to the south-west angle of allotment 3FA, section 4; thence westerly to the north-east angle of allotment 4 of section 3, parish of Creswick; thence due south to the boundary of the district; thence easterly, northerly, and south-westerly by that boundary to the point of commencement.

##### 2. CRESWICK DIVISION.

Commencing at the point on the boundary of the district where it is intersected by the Clunes and Creswick main road; thence by the said boundary southerly and easterly to the south-west angle of the Bullarook division; thence north by the boundary of that division and the south-western boundary of the Smeaton division, northerly and north-westerly to the point of commencement.

##### 3. SMEATON DIVISION.

Commencing at the south-west angle of allotment 107, parish of Spring Hill, being a point on the boundary of the district; thence south by the said boundary of the district to the Clunes and Creswick main road; thence south-easterly by the said road to the south-west angle of allotment 16 of section H, parish of Creswick; thence by a road and a line easterly to the east boundary of the parish of Creswick; thence south by that boundary to the road forming the south boundary of the parish of Spring Hill; thence east by that road to the north-west angle of allotment 5 of section M, parish of Spring Hill; thence south and east by that allotment and allotment 4 and a line to the eastern side of the main road from Smeaton to Creswick; thence south-westerly by the said road to the north angle of allotment A<sup>1</sup>, parish of Creswick; thence by a road bearing south-easterly to the north-west angle of allotment 1 of section A; thence south and south-easterly by the said allotment to the Back Creek; thence south-westerly by that creek to the Adekate Creek; thence south-easterly by that creek to the western boundary of the Bullarook Division; thence northerly and westerly by the said boundary to the boundary of the district; and thence by the said boundary bearing southerly and westerly to the point of commencement.

In the Seventeenth Schedule, under the heading "46. Kara Kara," for the description of boundaries immediately following the words "1. Avon Plains Division," in pages 229 and 230, substitute the following:—

Commencing at the intersection of the road from Donald to St. Arnaud by the north boundary of the district; thence south-easterly by that road to the east boundary of the parish of Darkbonee; thence south by that boundary to the road on the south of allotment 38A; thence west by that road to the west boundary of the same parish; thence south to the Avon River; thence westerly by that river to the road between allotments 166A and 165, parish of Marnoo; thence southerly by that road to the north boundary of the parish of Warngar; thence easterly and southerly by the north and east boundaries of that parish to the road one chain and a half wide from Tottington to Bolangum Homestead section; thence north-westerly by that road to the three-chain road from Navarre to Wallaloo; thence north-westerly by the last-mentioned road to the road forming the east boundary of the parish of Wallaloo; thence north by that road to the Avon River; thence westerly by that river to the road on the east of the township of Korokubeal; thence north to the south-east angle of that township; thence by the south and west boundaries thereof to the north boundary of the parish of Marnoo; thence west to the western boundary of the district; and thence by that boundary north-easterly to the commencing point.

And for the words on page 230 beginning "5. Stuart Mill," down to the words "the commencing point" where the same first occur (both inclusive), substitute the following:—

#### 5. STUART MILL DIVISION.

Commencing at a point where the three-chain road on the north of allotments 39 and 40, parish of Kooreh, crosses the Avoca River; thence south-west by that road to the north-east angle of G. Dobson's selection, same parish; thence by east and south boundaries of that allotment; thence west and south-westerly by the northern boundary of the parish of Moolerr to the road on the north of the Racecourse Reserve, parish of St. Arnaud; thence west by that road to the east boundary of the parish of Darkbonee; thence south to the road south of allotment 38A in that parish; thence west to the west boundary of the parish; thence south to the Avon River; thence westerly by that river to the road between allotments 166A and 165, parish of Marnoo; thence southerly by that road to the north boundary of the parish of Warngar; thence easterly and southerly by the north and east boundaries of that parish to the road one chain and a half wide from Tottington to Bolangum Homestead section; thence north-westerly by that road to the three-chain road from Wallaloo to Navarre; thence south-easterly by that road to the boundary of the district; and thence by the southern and eastern boundaries thereof to the commencing point.

In the Seventeenth Schedule, under the heading "47. Kilmore, Dalhousie, and Lancefield," on page 230, repeal the words beginning "1. Bylands Division" and ending "commencing point" where the same first occur (both inclusive), and for the description of boundaries immediately following the words "4. Kilmore Division," on page 231, substitute the following:—

Commencing at a point on the boundary of the district being the most northern angle of the parish of Glenburnie; thence southerly by the west boundary of that parish to Clarke-street, Kilmore; thence west by Clarke-street to Junction-street; thence south by Junction-street to Foot-street; thence west by Foot-street to the east boundary of the parish of Forbes; thence south by that boundary to the boundary of the district; and thence east by and following that boundary to the commencing point.

In the Seventeenth Schedule, under the heading "62. Ovens," for the description of boundaries immediately following the words "1. Bright Division," on page 242, substitute the following:—

Commencing on the boundary of the district east of the source of the German Creek; thence to and by that creek to its junction with the Ovens River; thence by a direct line to the fording place on the Bright and Morse's Creek road known as Dougherty's crossing; - thence by a direct line to the summit of the range between the Buckland and Ovens Rivers at the head of the Two-mile Creek; thence by a direct line to the bridge over the Ovens River on the Buckland-road; thence by that road and the Beechworth and Bright road to the One-mile Creek; thence south-westerly by that creek to the Ovens River; thence down that river to the south boundary of the parish of Barwidgee; thence east and northerly by the south and east boundary of that parish to the southern watershed of the Running Creek; thence easterly by the said watershed to the boundary of the district; and thence by that boundary south-easterly and southerly to the point of commencement.

And for the description of boundaries immediately following the words "2. Buckland Division," on page 243, substitute the following:—

Commencing on the western boundary of the district at the junction of the Yarrarobula Creek (or Little River) and the Buffalo River; thence up the said river to allotment 16, parish of Myrtleford; thence easterly by that allotment, allotment 11, and Buffalo Heifer pre-emptive section to the Buffalo Range; thence southerly by that range to the "Hump"; thence north-easterly by the watershed of the Eurobin Creek to the Ovens River; thence by that river to the One-mile Creek; thence by that creek to the Beechworth and Bright road; thence south-easterly by that road to the Buckland main road; thence southerly by that road to the bridge over the Ovens River; thence by a direct line to the summit of the range between the Buckland and Ovens rivers at the head of the Two-mile Creek; thence southerly by that range to the Great Dividing Range; thence westerly by that range to the boundary of the district; and thence northerly by the boundary of the district to the commencing point.

#### 2A. EVERTON DIVISION.

Commencing at the intersection of the Beechworth Borough boundary and the Buckland-road; thence by that road to the Two-mile Creek; thence by that creek to its source in the

Dingle Range; thence by that range to the Myrtle Creek; thence by that creek to its junction with the Ovens River; thence by that river to the Buffalo River on the boundary of the district; thence by that boundary north-westerly, northerly, easterly, southerly, and easterly to the borough boundary; and thence by that boundary south-easterly to the commencing point.

And for the description of boundaries immediately following the words "4. Myrtle Creek Division," on page 243, substitute the following:—

Commencing on the western boundary of the district at the junction of the Buffalo and Ovens rivers; thence up the Ovens River to Myrtle Creek; thence up that creek to the eastern boundary of the parish of Barwidgee; thence by that boundary south to the south boundary of the parish of Dederang; thence by that boundary east to the boundary of the district; thence by that boundary southerly and south-easterly to the head of the Running Creek; thence by the southern watershed of that creek westerly to the eastern boundary of the parish of Barwidgee; thence by that boundary and the south boundary of the parish to the Ovens River; thence up that river to the range forming the watershed of the Eurobin Creek; thence by that range to the "Hump" of the Buffalo Range; thence by the latter range north-westerly to the south boundary of the Buffalo Heifer pre-emptive section; thence by that boundary and the south boundaries of allotments 11 and 16, parish of Myrtleford, to the Buffalo River; and thence by that river to the commencing point.

And for the description of boundaries immediately following the words "5. Stanley Division," on page 243, substitute the following:—

Commencing at the intersection of the Beechworth Borough Boundary and Buckland-road; thence by that road to the Two-mile Creek; thence by that creek to its source in the Dingle Range; thence by that range to the Myrtle Creek; thence up that creek to the eastern boundary of the parish of Barwidgee; thence by that boundary south to the south boundary of the parish of Dederang; thence by that boundary east to the boundary of the district; and thence northerly by that boundary to the commencing point.

In the Bill intituled "*An Act to consolidate the Laws relating to the Customs*":—

In clause 18, line 9, before the word "affixed" omit the word "be."

In clause 62, line 2, before the words "to fix" omit the words "to time."

In the Bill intituled "*An Act to consolidate the Law relating to Instruments and Securities*":—

In clause 216, line 4, transpose the word "any" from before to after the word "names."

In the Bill intituled "*An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions*":—

In the Fourth Schedule—

Above the word "Ararat" insert the word "Alexandra."

Above the word "Castlemaine" insert the word "Benalla."

Below the word "Heathcote" insert the word "Horsham."

Below the word "Melbourne" insert the word "Nhill."

Below the word "Sandhurst" insert the word "Shepparton."

Below the word "Walhalla" insert the word "Wangaratta."

In the Bill intituled "*An Act to consolidate the Laws relating to Local Government*":—

In clause 191, page 45, line 1, omit "(II)."

In the Second Schedule, page 132, for "April, 1885," substitute "April, 1855."

In the Second Schedule, for the description of boundaries contained on page 145, under the heading "25. Bulleen," substitute the following:—

Commencing at the junction of the Koonung Koonung Creek and the Yarra Yarra River; thence up the said river to a point west of the north-west angle of section 12, parish of Warrandyte; thence east by a line to the said angle; thence south by sections 12, 15, 20, and 23 to the south-west angle of the last-mentioned section; thence west by a road to the south-west angle of section 24; thence north and west by section 25 to the north-west angle thereof; thence north by section 17B<sup>1</sup> to Stinton's-road; thence westerly by that road to Tindall's-road, and south-westerly by the latter road to the Mullum-Mullum Creek; thence down that creek to Josinan's Bridge, on the Anderson's Creek-road; thence southerly by that road to Cemetery-road; thence west by that road to the north-east angle of allotment 14A<sup>1</sup>, parish of Bulleen; thence south by the east boundary of that allotment to Serpell's-road; thence westerly by that road to Church-street; thence south by that street to the south-east angle of allotment 5 of portion B in the Carlton Estate; thence west by the south boundaries of that allotment and allotment 23 to Williamson-street; thence south-westerly by that street to Manningham-road; thence north-westerly and westerly by that road to Ayr-street; thence southerly and south-easterly by that street and southerly by High-street to the Doncaster-road; thence south-westerly by that road to the Koonung Koonung Creek aforesaid; and thence down that creek to the commencing point.

And for the description of boundaries contained on page 150, under the heading "38. Dimboola," substitute the following:—

Commencing at a point on the Wimmera River where the south boundary of mallee allotment 124, county of Lowan, abuts thereon; thence west by the said boundary and the south boundary of mallee allotment 138A to the east boundary of mallee allotment 139B; thence north by that allotment and a road to the north-west angle of the parish of Woraigworm; thence west by the north boundary of the parish of Winiam to the south-west angle of the parish of Kiata; thence north and east by the west and part of the north boundaries of that parish to the south-west angle of the parish of Ni Ni; thence north by the west boundary of

that parish and part of the west boundary of the parish of Babatchio to the north-east angle of mallee allotment 81B; thence west by that allotment and mallee allotments 81A and 81C to the north-west angle of the last-mentioned allotment; thence north by a road to the north-west angle of mallee allotment 76; thence west by the south boundary of the county of Weeah, being also the south boundary of mallee block 41B, to a point thereon distant  $12\frac{1}{2}$  miles east from the south-west angle of the said block; thence north by a line to the south boundary of mallee block 36B; thence west by that boundary, north by the west boundary of that block and the west boundary of block 36A, and east by the north boundary of the last-mentioned block to the west boundary of block 34A; thence north by the west boundary of that block, east by the north boundary of that block and the north boundary of block 34B, and south by the east boundary of the last-mentioned block to the south-west angle of block 12B, county of Karkaroc; thence east by that block to the south-east angle thereof; thence south and east by block 13A to the north-west angle of block 26A; thence south by that block and blocks 26B, 27A, and 27B, and east by the last-mentioned block to the north-west angle of block 48B; thence south-westerly by that block to the south-west angle thereof; thence west by block 59A to Lake Coorong; thence southerly by the eastern margin of that lake and the Yarriambiack Creek to the north boundary of the parish of Werrigar; thence west by the north boundary of that parish and of the parish of Cannum to the north-west angle of the parish last named; thence south by the west boundaries of the parishes of Cannum, Wallup, and Kewell West to the south-west angle of the parish last-named; thence west by the south boundary of the parish of Dimboola to the Wimmera River; and thence southerly by that river to the commencing point.

### 38A. DONCASTER SHIRE.

Commencing on the Koonung Koonung Creek where it is intersected by the Doncaster-road; thence up the said creek to the west boundary of allotment 144, parish of Nunawading; thence south by a road to the south-west angle of allotment 137; thence easterly and northerly by the south and east boundaries of that allotment to the north-east angle thereof; thence south-easterly by a road to the south boundary of allotment 138A; thence easterly by that boundary to the Mullum Mullum Creek; thence up that creek to the west boundary of section 28, parish of Warrandyte; thence north by that section, a road, and section 24 to the north-west angle of the last-mentioned section; thence west and north by section 18 to Stinton's-road; thence westerly by that road to Tindall's-road, and south-westerly by the latter road to the Mullum Mullum Creek aforesaid; thence down that creek to Josinan's Bridge on the Anderson's Creek-road; thence southerly by that road to Cemetery-road; thence west by that road to the north-east angle of allotment 14A<sup>1</sup>, parish of Bulleen; thence south by that allotment to Serpell's-road; thence westerly by that road to Church-street; thence south by that street to the south-east angle of allotment 5 of portion B in the Carlton Estate; thence west by that allotment and allotment 23 to Williamson-street; thence south-westerly by that street to Manningham-road; thence north-westerly and westerly by that road to Ayr-street; thence southerly and south-easterly by that street and southerly by High-street to the Doncaster-road aforesaid; and thence south-westerly by that road to the commencing point.

And for the description of boundaries contained under the heading "125. Wimmera," on page 188, substitute the following:—

Commencing at a point on the Wimmera River where the south boundary of the parish of Dimboola abuts thereon; thence easterly by the said boundary to the south-west angle of the parish of Kewell West; thence northerly by the western boundaries of the parishes of Kewell West, Wallup, and Cannum to the north-west angle of the parish last named; thence easterly by the northern boundary of that parish and of the parish of Werrigar to the Yarriambiack Creek; then southerly by that creek to the Wimmera River aforesaid; thence south-easterly by that river to the north boundary of the parish of Ledcourt; thence west by a road to the north-east angle of allotment 16 in the last-named parish; thence south by a road to the east angle of allotment 201; thence south-westerly by a two-chain road to the south-west boundary of the last-named parish; thence south-easterly by that boundary to a point bearing north-east (magnetic) from Brigg's Bluff, Grampian Range; thence south-west by a line to the said bluff; thence southerly by the Grampians Range to the head of the Glenelg River; thence north-westerly by that river to the west boundary of the parish of Knaawing; thence north by a road to the north-west angle of allotment 43 in the last-named parish; thence easterly and north-easterly by a road to the north-west angle of allotment 57, parish of Wartook; thence south by a road to the south-west angle of the last-mentioned allotment; thence north-easterly by a road to the west angle of allotment 13, parish of Wing Wing; thence south-easterly by that allotment and east by that allotment, allotment 17, parish of Burrong, and a line to the McKenzie Creek; thence north-westerly and westerly by that creek to the Wimmera River aforesaid; and thence westerly and northerly by that river to the commencing point: Excepting the municipal district of the borough of Horsham.

In the Bill intituled "*An Act to consolidate the Law relating to Lunatics*":—

In clause 4, line 17, after the word "commit" insert the word "any."

In clause 26, line 1, for "fourteen" read "thirteen."

In clause 64, line 18, for "acquired" read "required."

In clause 199, lines 2 and 3, for "the last preceding section" read "section one hundred and eighty-seven."

In the Bill intituled "*An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists, and to adopt and continue the British Pharmacopœia*":—

In clause 88, sub-section (IV.), for the words "*Friendly Societies Act 1887*" substitute "*Friendly Societies Act 1877*."





Minutes of the Proceedings  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 15<sup>TH</sup> JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read, and is as follows:—

HOPETOUN,

*Governor.*

*Message No.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, viz. :—

- “An Act for the Interpretation of Legislative Enactments and for Shortening the Language used therein.”*
- “An Act to consolidate the Laws relating to the Aboriginal Natives of Victoria.”*
- “An Act to consolidate the Law relating to the Administration of the Estates of Deceased Persons.”*
- “An Act to consolidate the Laws relating to the Agent-General for Victoria.”*
- “An Act to consolidate the Law relating to Colleges of Agriculture.”*
- “An Act to consolidate the Law relating to Aliens.”*
- “An Act to consolidate the Law relating to the Protection of Animals.”*
- “An Act to consolidate the Law relating to Sales by Auction and Auctioneers.”*
- “An Act to consolidate the Law for the Collection and Payment of the Public Moneys the Audit of the Public Accounts and the Protection and Recovery of the Public Property.”*
- “An Act to consolidate the Laws relating to Bakers and Millers.”*
- “An Act to consolidate the Law relating to Building Societies.”*
- “An Act to consolidate the Laws relating to Butchers and Abattoirs.”*
- “An Act to consolidate the Law relating to Licensed Carriages.”*
- “An Act to consolidate the Law relating to Carriers Innkeepers and others.”*
- “An Act to consolidate the Laws relating to Cemeteries.”*
- “An Act to consolidate the Laws affecting the Chinese immigrating to or resident in Victoria.”*
- “An Act to consolidate the Law relating to Companies.”*
- “An Act to consolidate the Law relating to the Amendment of the Constitution.”*
- “An Act to consolidate the Law relating to Copyright.”*
- “An Act to consolidate the Law relating to Coroners.”*
- “An Act to consolidate the Laws relating to County Courts.”*
- “An Act to consolidate the Law relating to Crimes and Criminal Offenders.”*
- “An Act to consolidate the Law relating to the Protection and Recovery of Crown Property and the enforcement of Claims against the Crown.”*
- “An Act to consolidate the Laws relating to the Customs.”*
- “An Act to consolidate the Law relating to Duties of Customs and of Excise.”*
- “An Act to consolidate the Laws relating to Defences and Discipline.”*
- “An Act to consolidate the Law relating to Dogs.”*
- “An Act to consolidate the Law relating to the Drainage of Land for Agricultural and other purposes.”*
- “An Act to consolidate the Law relating to Education.”*
- “An Act to consolidate the Laws relating to Employers and Employés.”*
- “An Act to consolidate the Law of Evidence.”*
- “An Act to consolidate the Law relating to Exhibitions.”*
- “An Act to consolidate the Laws relating to the Importation Carriage Storage Manufacture and Sale of Explosives.”*
- “An Act to consolidate the Law relating to the supervision and regulation of Factories and Workrooms and the limitation of the Hours of Trading in Shops.”*
- “An Act to consolidate the Law relating to Dividing Fences.”*

- "An Act to consolidate the Law relating to Fisheries."  
 "An Act to consolidate the Law relating to Friendly Societies."  
 "An Act to consolidate the Law relating to the Protection of Game."  
 "An Act to consolidate the Law relating to Gaols."  
 "An Act to consolidate the Law relating to Hawkers and Pedlers."  
 "An Act to consolidate the Law relating to Public Health."  
 "An Act to consolidate the Law relating to Hospitals and Charities."  
 "An Act to consolidate the Law relating to the Imprisonment of Fraudulent Debtors."  
 "An Act to consolidate the Law relating to the Care and Cure of Inebriates."  
 "An Act to consolidate the Law relating to Insolvents and their Estates."  
 "An Act to consolidate the Law relating to Instruments and Securities."  
 "An Act to consolidate the Law relating to Juries."  
 "An Act to consolidate the Law relating to Justices of the Peace and Courts of General and Petty Sessions."  
 "An Act to consolidate the Laws relating to the Sale and Occupation of Crown Lands and for other purposes."  
 "An Act to consolidate the Law relating to Land Tax."  
 "An Act to consolidate the Laws relating to Landlord and Tenant."  
 "An Act to consolidate the Law relating to the mode of procedure in taking and determining the Compensation to be paid for Lands required by the State for Public Works."  
 "An Act to consolidate the Laws relating to Libraries."  
 "An Act to consolidate the Laws relating to the Licensing of Public Houses and the Sale of Fermented and Spirituous Liquors."  
 "An Act to consolidate the Laws relating to Local Government."  
 "An Act to consolidate the Law relating to Lunatics."  
 "An Act to consolidate the Laws relating to Collectors of and Dealers in Special Wares Marine Stores and Old Metals."  
 "An Act to consolidate the Laws relating to Markets."  
 "An Act to consolidate the Law relating to the Property of Married Women."  
 "An Act to consolidate the Law relating to Masters and Apprentices."  
 "An Act to consolidate the Law relating to Medical Practitioners Dentists and Chemists and to adopt and continue the British Pharmacopœia."  
 "An Act to consolidate the Law providing for the Regulation Management and Improvement of the Port of Melbourne and certain portions of the River Yarra Yarra and certain portions of the Saltwater River and for other purposes connected therewith."  
 "An Act to consolidate the Law relating to Mines."  
 "An Act to consolidate the Law relating to Neglected Children."  
 "An Act to consolidate the Law relating to the Exemption of certain Contracts from the Law of Partnerships."  
 "An Act to consolidate the Law concerning Letters Patent for Inventions."  
 "An Act to consolidate the Laws relating to Pawnbrokers."  
 "An Act to consolidate the Law relating to the Sale and Use of Poisons."  
 "An Act to consolidate the Law relating to the Management of Towns and other Populous Places and for the Suppression of various Offences."  
 "An Act to consolidate the Law relating to the Police Force in Victoria."  
 "An Act to consolidate the Law relating to the Post Office and for other purposes."  
 "An Act to consolidate the Law relating to the Impounding of Cattle."  
 "An Act to consolidate the Laws relating to the preventing the Printing and Publishing of Books and Papers by Persons not known and to the Printing and Publishing of Newspapers."  
 "An Act to consolidate the Law relating to Provident Societies."  
 "An Act to consolidate the Law relating to Penalties."  
 "An Act to consolidate the Laws relating to the Public Service of Victoria."  
 "An Act to consolidate the Laws relating to Public Works."  
 "An Act to consolidate the Law relating to Railways."  
 "An Act to consolidate the Laws relating to Real Property."  
 "An Act to consolidate the Law relating to the Registration of Births Deaths and Marriages."  
 "An Act to consolidate the Law relating to Savings Banks."  
 "An Act to consolidate the Law relating to Seamen."  
 "An Act to consolidate the Law relating to Stamps."  
 "An Act to consolidate the Laws relating to Diseases in Stock."  
 "An Act to consolidate the Law relating to the Supreme Court."  
 "An Act to consolidate the Law enabling Trustees of Temperance Halls to demise certain lands for terms of years and to raise Loans on the Rents of such lands and buildings and for other purposes."  
 "An Act to consolidate the Law relating to Licensed Theatres."  
 "An Act to consolidate the Law relating to the Eradication of Thistles."  
 "An Act to consolidate the Law relating to Trade Marks."  
 "An Act to consolidate the Law relating to Trade Unions."  
 "An Act to consolidate the Law relating to Tramways."  
 "An Act to consolidate the Law relating to the Simplification of the Title to and the Dealing with Estates in Land."  
 "An Act to consolidate the Law relating to Trusts and Trustees."  
 "An Act to consolidate the Law relating to the University of Melbourne."  
 "An Act to consolidate the Law relating to Unlawful Assemblies and Processions Special Constables and Riotously Disturbed Districts."  
 "An Act to consolidate the Law relating to the Destruction and Suppression of Rabbits and other Vermin."

- “An Act to consolidate the Law relating to Veterinary Surgeons.”  
 “An Act to consolidate the Law relating to Vine Diseases.”  
 “An Act to consolidate the Law relating to the Supply and Conservation of Water.”  
 “An Act to consolidate the Law relating to the Cultivation of Wattle Trees.”  
 “An Act to consolidate the Law relating to Weights and Measures.”  
 “An Act to consolidate the Laws relating to Wills.”  
 “An Act to consolidate the Laws relating to Wrongs.”

The Governor also acquaints the Legislative Council that he has reserved the undermentioned Bills, presented to him by the Clerk of the Parliaments, for the signification of Her Majesty's pleasure thereon, viz. :—

- “An Act to consolidate the Laws relating to Banks and the Currency.”  
 “An Act to consolidate the Law relating to Passengers Harbours and Navigation.”  
 “An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes.”  
 “An Act to consolidate the Law relating to the Maintenance in Victoria of a Branch of the Royal Mint.”

Government Offices,  
 Melbourne, 10th July, 1890.

Ordered to lie on the Table.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read, and is as follows:—

HOPETOUN,  
 Governor.

Message No. .

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz. :—

- “An Act relating to Appeals under the Acts relating to the Customs.”

Government Offices,  
 Melbourne, 14th July, 1890.

Ordered to lie on the Table.

6. PAPERS.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
 Public Service Acts 1883 to 1889.—Alterations of Regulations.

The Life Assurance Companies Act 1873—

Summary of Statements for the Year 1885, made by Companies transacting Life Assurance business in Victoria.

Summary of Statements for the Year 1886, made by Companies transacting Life Assurance business in Victoria.

Summary of Statements for the Year 1887, made by Companies transacting Life Assurance business in Victoria.

Severally ordered to lie on the Table.

7. PLEURO-PNEUMONIA EXTERMINATION BILL.—The Honorable G. Davis moved, That this Bill be now read a second time.

Debate ensued.

The Honorable H. Cuthbert moved, That the debate be now adjourned.

Question—That the debate be now adjourned until Tuesday, 29th July inst.—put and resolved in the affirmative.

8. PARTITION LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as amended, to be printed.

9. SHIRE BOUNDARIES BILL.—The Honorable J. Bell moved, That this Bill be now read a second time.

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

The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair, and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. Bell, read a third time and *passed*.

The Honorable J. Bell moved, That the following be the title of the Bill :—

- “An Act relating to Shire Boundaries.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

10. OFFICIAL SECRETS BILL.—The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—the Honorable J. Bell moved, That this Bill be now read a third time.

Debate ensued.

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

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

The Honorable J. Bell moved, That the following be the title of the Bill :—

“*An Act to prevent the disclosure of Official Documents and Information.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.

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

*Census Bill—To be read a second time—until Tuesday, 22nd July inst.*

*Criminal Law Amendment Bill—To be further considered in Committee—until after the consideration of the fifth Order for to-day.*

12. INFANT LIFE PROTECTION BILL.—The Honorable J. Balfour moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable J. Balfour moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Balfour, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 22nd July inst., again resolve itself into the said Committee.

13. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor recommending an amendment in the Bill intituled “*An Act to consolidate the Laws relating to Banks and the Currency,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the said amendment recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 15th July, 1890.

M. H. DAVIES,  
Speaker.

And the said Message from His Excellency the Governor was read, and is as follows :—

HOPETOUN,  
Governor.

Message No. .

Pursuant to the provisions of section thirty-six of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment which he desires to be made in a Bill intituled “*An Act to consolidate the Laws relating to Banks and the Currency*”:—

In clause 3, line 8, after the word “deposits” omit the word “or” and substitute the word “and.”

Government Offices,  
Melbourne, July, 1890.

On the motion of the Honorable H. Cuthbert, the Council agreed to the said amendment, and ordered a Message to be sent to the Legislative Assembly acquainting them therewith.

14. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the following Order of the Day be postponed until to-morrow :—

*Criminal Law Amendment Bill—To be further considered in Committee.*

The Council adjourned at eight minutes to ten o'clock until half-past four o'clock to-morrow.

JOHN BARKER,  
Clerk of the Legislative Council.

## VICTORIA.

No. 11.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 16TH JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the Year 1889.—Part II.—Population.  
Ordered to lie on the Table.  
The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
The Irrigation Act 1886—  
The Western Wimmera Irrigation and Water Supply Trust.—Scheme or Plan of Works amended.  
The Western Wimmera Irrigation and Water Supply Trust.—Amended Regulation.  
The Western Wimmera Irrigation and Water Supply Trust.—Order constituting Trust amended.  
The Dry Lake Irrigation and Water Supply Trust.—Scheme or Plan of Works.  
The Dry Lake Irrigation and Water Supply Trust.—Constituted.  
The Dry Lake Irrigation and Water Supply Trust.—Regulations for Election of Commissioners.  
Severally ordered to lie on the Table.  
The Honorable H. Cuthbert presented—  
Mr. William Burston.—Return to an Order of the Legislative Council, dated 2nd July inst., for a copy of the Report of the Departmental Board on the case of Mr. William Burston, with all correspondence and departmental minutes relating thereto.  
Ordered to lie on the Table.
5. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to amend the Real Property Act 1890 and for other purposes,*” with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Speaker.  
Legislative Assembly Chamber,  
Melbourne, 15th July, 1890.
6. REAL PROPERTY ACT AMENDMENT BILL 1890.—The Honorable H. Cuthbert moved, That the Bill transmitted by the above Message, intituled “*An Act to amend the Real Property Act 1890 and for other purposes,*” 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, 22nd July inst.
7. THE UNEMPLOYED.—The Honorable D. Melville moved, pursuant to notice, That in view of the pressing demand for employment made publicly by large bodies of working men, this House is of opinion that the Government should provide temporary work for all willing to work.  
Debate ensued.  
Motion, by leave, withdrawn.
8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to enable the President Councillors and Ratepayers of the Shire of Portland to sell and convey certain Lands at Walook in the said Shire and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire,*” with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Speaker.  
Legislative Assembly Chamber,  
Melbourne, 15th July, 1890.

9. PORTLAND SHIRE HALL BILL.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled “*An Act to enable the President Councillors and Ratepayers of the Shire of Portland to sell and convey certain Lands at Walook in the said Shire and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire,*” 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, 23rd July inst.
10. PARTITION LAW AMENDMENT BILL.—On the motion of the Honorable J. M. Davies, the Council adopted the Report from the Committee of the whole on this Bill.  
The President 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 the Honorable J. M. Davies, read a third time and *passed*.  
The Honorable J. M. Davies moved, That the following be the title of the Bill :—  
“*An Act to amend the Law relating to Partition.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Assembly, with a Message desiring their concurrence therein.
11. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the following Order of the Day be postponed until after the consideration of the Contingent Notice of Motion on the Australasian Federation Conference :—  
*Criminal Law Amendment Bill—To be further considered in Committee.*
12. AUSTRALASIAN FEDERATION CONFERENCE.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice, That the Council agree with the following resolution :—  
That the Council, while concurring with the resolutions adopted by the Australasian Federation Conference, and consenting to appoint two of its Members to act with five Members of the Legislative Assembly to represent the colony at the National Australasian Convention, desires to place on record the expression of its regret that, although it possesses co-ordinate power with the Legislative Assembly to legislate on the subject of Federation (one of vast National importance), the right of the Legislative Council to a larger representation at the Convention has not been recognised.  
Debate ensued.  
The Honorable J. M. Pratt moved, That the debate be now adjourned.  
Debate continued.  
Question—That the debate be now adjourned until Tuesday, 22nd July inst.—put and resolved in the affirmative.
13. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the following Order of the Day be postponed until Tuesday, 22nd July inst. :—  
*Criminal Law Amendment Bill—To be further considered in Committee.*
14. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 22nd July inst.  
Question—put and resolved in the affirmative.
- The Council adjourned at twenty-four minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

## VICTORIA.

No. 12.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 22ND JULY, 1890.

1. The Council met in accordance with adjournment.
  2. The President took the Chair.
  3. The President read the Prayer.
  4. PAPERS.—The Honorable H. Cuthbert presented—
    - Prospecting Vote.—Return to an Order of the Legislative Council, dated 9th July inst., specifying:—
      - 1st. The amount of money proposed to be taken from this year's Prospecting vote for diamond or other drills, showing how much it is proposed to expend on such drills in each of the mining districts of the colony.
      - 2nd. The amount of money recommended by each of the several Prospecting Boards for diamond drill or other boring.
      - 3rd. The amounts which lapsed in the several districts in 1889-90, and if such lapsed votes were referred back to the Prospecting Boards to re-allot.
    - Public Loans for Public Works.—Return to an Order of the Legislative Council, dated 24th June last, showing:—
      - The amount of borrowed money that has been spent on Railways and Public Works of every description in the Colony each year since the introduction of responsible Government.
- Severally ordered to lie on the Table, and to be printed.
- The Honorable H. Cuthbert presented, pursuant to Act of Parliament—
- Wattle Trees Cultivation Act 1889, and Regulations.
- Ordered to lie on the Table.
- The Honorable J. Bell presented, pursuant to Act of Parliament—
- The Marine Board Act—
- Regulations for the Appointment of Skilled Members of the Court of Marine Inquiry:
- Additional Regulation for the Appointment of Pilots.
- General Rules for Formal Investigations by the Court of Marine Inquiry.
- Regulations.
- Severally ordered to lie on the Table.
5. AUSTRALASIAN FEDERATION CONFERENCE.—The Honorable H. Cuthbert moved, by leave—
    1. That the concurrence of the Legislative Assembly in the appointment by the Legislative Council of the Honorable H. Cuthbert and the Honorable N. FitzGerald as delegates to the National Australasian Conference to consider and report on an adequate scheme for a Federal Constitution of the Australian Colonies be desired, and
    2. That a Message be transmitted to the Legislative Assembly requesting their concurrence.

Debate ensued.

Question—put and resolved in the affirmative.
  6. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the several Orders of the Day, Government business, be postponed until after the consideration of the Order, General business, on the Paper for to-day.
  7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to validate the Electoral Rolls of certain Electoral Divisions the boundaries of which were altered in November and December One thousand eight hundred and eighty-nine,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly Chamber,  
Melbourne, 22nd July, 1890.

8. **ELECTORAL ROLLS VALIDATING BILL.**—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled “*An Act to validate the Electoral Rolls of certain Electoral Divisions the boundaries of which were altered in November and December One thousand eight hundred and eighty-nine,*” 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.
9. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to amend the Mines Act 1890,*” with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Legislative Assembly Chamber, Speaker.  
Melbourne, 22nd July, 1890.
10. **MINES ACT 1890 AMENDMENT BILL.**—The Honorable A. Wynne moved, That the Bill transmitted by the above Message, intituled “*An Act to amend the Mines Act 1890,*” 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, 30th July inst.
11. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act relating to Shire Boundaries,*” and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council.  
M. H. DAVIES,  
Legislative Assembly, Speaker.  
Melbourne, 22nd July, 1890.
- On the motion of the Honorable H. Cuthbert, the Council agreed not to insist on their said amendments, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.
12. **AUSTRALASIAN FEDERATION CONFERENCE.**—The Order of the Day for the resumption of the debate on the question—  
1. That the Council agree with the following resolution:—  
That the Council, while concurring with the resolutions adopted by the Australasian Federation Conference, and consenting to appoint two of its Members to act with five Members of the Legislative Assembly to represent the colony at the National Australasian Convention, desires to place on record the expression of its regret that, although it possesses co-ordinate power with the Legislative Assembly to legislate on the subject of Federation (one of vast National importance), the right of the Legislative Council to a larger representation at the Convention has not been recognised—  
having been read—  
Debate resumed.  
Question put.  
Council divided.
- |   |   |
|---|---|
| Ayes, 17.   | Noes, 13.   |
| <p>The Hon. Sir B. Benjamin<br/>F. Brown<br/>J. S. Butters<br/>J. H. Connor<br/>S. W. Cooke<br/>D. Coutts<br/>J. M. Davies<br/>Dr. Dobson<br/>N. FitzGerald<br/>C. J. Ham<br/>Dr. Le Fevre<br/>W. Pearson<br/>J. M. Pratt<br/>C. Sargeant<br/>G. Simmie<br/>N. Thornley<br/>Lieut.-Col. Sir F. T. Sargood<br/>(Teller).</p> | <p>The Hon. J. H. Abbott<br/>S. Austin<br/>J. Balfour<br/>J. Bell<br/>J. Buchanan<br/>Sir W. J. Clarke, Bart.<br/>H. Cuthbert<br/>W. McCulloch<br/>J. Service<br/>J. A. Wallace<br/>W. I. Winter-Irving<br/>W. A. Zeal<br/>A. Wynne (Teller).</p> |
- And so it was resolved in the affirmative.
13. **CENSUS BILL.**—The Honorable J. Bell moved, That this Bill be now read a second time  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.



The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Council ordered the same to be taken into consideration Tuesday, 29th July inst.; Bill, as amended, to be printed.

14. **INFANT LIFE PROTECTION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson having 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 the Council will, on Tuesday, 29th July inst., again resolve itself into the said Committee.

15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until Tuesday, 29th July inst.:—

*Real Property Act 1890 Amendment Bill—To be read a second time.*

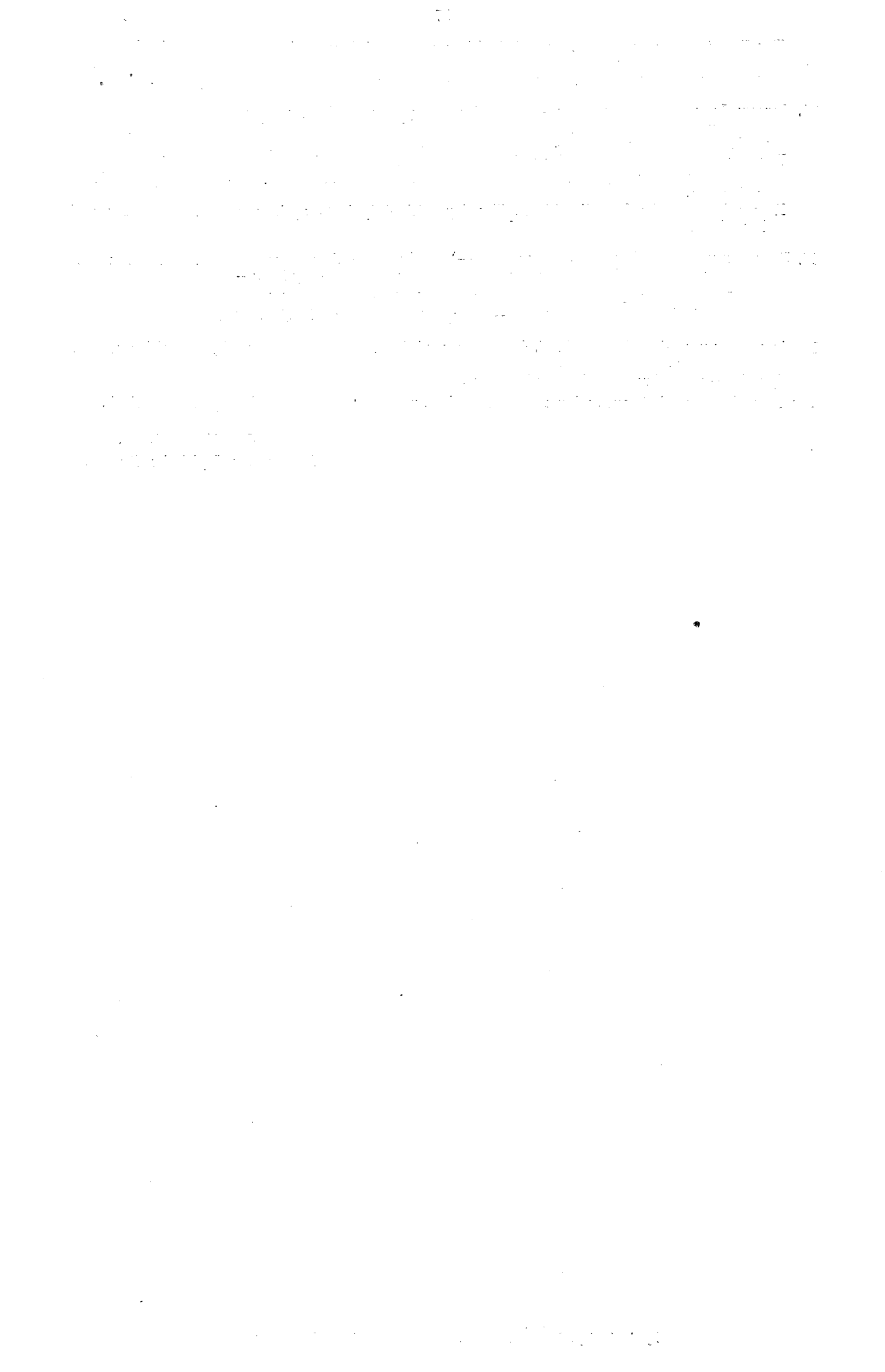
*Criminal Law Amendment Bill—To be further considered in Committee.*

16. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 29th July inst.

Question—put and resolved in the affirmative.

The Council adjourned at seven minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



*Minutes of the Proceedings*  
OF THE  
**LEGISLATIVE COUNCIL.**

TUESDAY, 29<sup>TH</sup> JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read, and is as follows:—  

HOPETOUN,  
*Governor.*

*Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz.:—  
*“An Act relating to Shire Boundaries.”*

Government Offices,  
Melbourne, 28th July, 1890.  
Ordered to lie on the Table.
5. **PAPERS.**—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  

The Land Act 1884.—Regulations.  
 Friendly Societies—Report of the Registrar of—for the Year ended the 31st December, 1889.  
 The Irrigation Act 1886—  
   The Dry Lake Irrigation and Water Supply Trust.—Date of Election of Commissioners.  
   The Myall Irrigation and Water Supply Trust.—Date of Election of Commissioners.  
   The Myall Irrigation and Water Supply Trust.—Election of Commissioners.—Repeal and Amendment of Election Regulations.  
   The Torrumbarry North Irrigation and Water Supply Trust.—Alteration of Date of Election for 1890.  
   The Rodney Irrigation and Water Supply.—District diminished.  
 The Life Assurance Companies Act 1873—  
   Statements and Abstracts of Reports for the Year 1885, from which the Summary of Statements for the Year 1885 was compiled.  
   Summary of Statements for the Year 1886 made by companies transacting Life Assurance business in Victoria.  
   Summary of Statements for the Year 1888 made by companies transacting Life Assurance business in Victoria.

Severally ordered to lie on the Table.
6. **PETITION.**—The Honorable H. Cuthbert presented a Petition from certain owners and trustees of public and private properties in the town of Ballarat East, and from the ratepayers and occupiers of property in the said town, praying that the Bill intituled and cited as the Mines Amendment Act 1890 might not pass into law as it now stands; and in case it should pass into law, such other clauses and provisions as might be requisite for the protection of the Petitioners be inserted therein.  
 Petition read, and ordered to lie on the Table.
7. **ELECTORAL ROLLS VALIDATING BILL.**—The Honorable J. Bell moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
 On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President 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 the Honorable J. Bell, read a third time and *passed.*

The Honorable J. Bell moved, That the following be the title of the Bill:—*An Act to validate the Electoral Rolls of certain Electoral Divisions, the boundaries of which were altered in November and December One thousand eight hundred and eighty-nine.*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

8. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable J. Bell, the following Order of the Day was read and discharged:—

*Census Bill—Adoption of Report.*

9. CENSUS BILL.—The Honorable J. Bell moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clause 3 of this Bill.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clause 3 of this Bill.

The President resumed the Chair, and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. Bell, read a third time and *passed*.

The Honorable J. Bell moved, That the following be the title of the Bill:—

*“An Act for taking a Census of the Population and of the Live Stock in Victoria.”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly, with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

10. INFANT LIFE PROTECTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with amendments, the Council ordered the Report to be taken into consideration Tuesday, 5th August next; Bill, as amended, to be printed.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of Orders 4 and 5 be postponed until after the consideration of Notice of Motion No. 2, General Business, on the paper for to-day.

12. EVIDENCE LAW AMENDMENT BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law of Evidence.

Question—put and resolved in the affirmative.

Ordered—That the Honorable Lieut.-Col. Sir F. T. Sargood do prepare and bring in the Bill.

The Honorable Lieut.-Col. Sir F. T. Sargood then brought up a Bill intituled *“A Bill to amend the Law of Evidence,”* 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, 31st July next.

13. REAL PROPERTY ACT 1890 AMENDMENT BILL.—The Honorable H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Thursday, 31st July inst., again resolve itself into the said Committee.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—

*Criminal Law Amendment Bill—To be further considered in Committee,*

*Legislative Council Election Law Amendment Bill—Adjourned debate on the question—That the Bill be now read a second time, and upon the amendment to leave out the word “now” and the addition of the words “this day six months” after the word “time;”*

*Portland Shire Hall Bill—To be read a second time—until Thursday, 31st July inst.*

*Pleuro-pneumonia Extermination Bill—Adjourned debate on second reading—until Wednesday, 6th August next.*

15. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Thursday, 31st July inst.

Question—put and resolved in the affirmative.

The Council adjourned at twenty-seven minutes past ten o'clock until Thursday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

## VICTORIA.

No. 14.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

THURSDAY, 31ST JULY, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—
  - The Sweating System—Report of the Chief Inspector of Factories on—in connexion with the Clothing Trade of the Colony of Victoria.
  - Foreign Packets—Reduction of Postage Rates on.
  - The Judicature Act—Report of the Council of Judges, under section 54 of.
 Severally ordered to lie on the Table.
  - The Honorable H. Cuthbert presented, pursuant to Act of Parliament—
    - Myall Irrigation and Water Supply Trust.—Papers relating to Constitution of Trust.
    - Dry Lake Irrigation and Water Supply Trust.—Papers relating to Constitution of Trust.
    - Campaspe Irrigation and Water Supply Trust.—Papers relating to Constitution of Trust.
 Severally ordered to lie on the Table.
  - The Honorable H. Cuthbert presented—
    - Yan Yean Waterworks.—Return to an Order of the Legislative Council, dated 8th inst., for a Return showing the amount expended upon (including interest), and the revenue received from, the Yan Yean Waterworks in each year since their commencement to date.
 Ordered to lie on the Table.
5. REAL PROPERTY ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, this day, again resolve itself into the said Committee.
6. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Legislative Council the receipt of the following Message from the Legislative Assembly :—
 

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they concur with the Legislative Council in the appointment of the Honorable H. Cuthbert and the Honorable N. FitzGerald to act as Delegates to the National Australasian Convention with the Members appointed by the Legislative Assembly.

M. H. DAVIES,  
Speaker.

Legislative Assembly Chamber,  
Melbourne, 29th July, 1890.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—
 

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Four hundred and twenty thousand eight hundred and twenty-eight pounds to the service of the Year One thousand eight hundred and eighty-nine and ninety, and the sum of Two million three hundred and six thousand one hundred and twenty pounds to the service of the Year One thousand eight hundred and ninety and ninety-one,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 31st July, 1890.

8. CONSOLIDATED REVENUE BILL.—The Honorable H. Cuthbert moved, That the Bill transmitted by the above Message, intituled “*An Act to apply out of the Consolidated Revenue the sum of Four hundred and twenty thousand eight hundred and twenty-eight pounds to the service of the Year One thousand eight hundred and eighty-nine and ninety, and the sum of Two million three hundred and six thousand one hundred and twenty pounds to the service of the Year One thousand eight hundred and ninety and ninety-one,*” 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.

The Honorable H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.

Debate ensued.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable H. Cuthbert, read a third time and *passed*.

The Honorable H. Cuthbert moved, That the following be the title of the Bill :—

“*An Act to apply out of the Consolidated Revenue the sum of Four hundred and twenty thousand eight hundred and twenty-eight pounds to the service of the Year One thousand eight hundred and eighty-nine and ninety, and the sum of Two million three hundred and six thousand one hundred and twenty pounds to the service of the Year One thousand eight hundred and ninety and ninety-one.*”

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

9. REAL PROPERTY ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.
- The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 5th August next, again resolve itself into the said Committee.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—

*Criminal Law Amendment Bill—To be further considered in Committee—until Tuesday, 5th August next,*

*Evidence Law Amendment Bill—To be read a second time—until Wednesday, 13th August next,*

*Legislative Council Election Law Amendment Bill—Adjourned debate on the question—That the Bill be now read a second time, and upon the amendment to leave out the word “now” and the addition of the words “this day six months” after the word “time,”*

*Portland Shire Hall Bill—To be read a second time—until Wednesday, 6th August next, and Mines Act 1890 Amendment Bill—To be read a second time—until Wednesday, 13th August next.*

The Council adjourned at ten minutes to ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

VICTORIA.

No. 15.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 5TH AUGUST, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read, and is as follows:—

HOPETOUN,

*Governor.**Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

*“An Act to validate the Electoral Rolls of certain Electoral Divisions, the boundaries of which were altered in November and December One thousand eight hundred and eighty-nine.”*

*“An Act to apply out of the Consolidated Revenue the sum of Four hundred and twenty thousand eight hundred and twenty-eight pounds to the service of the Year One thousand eight hundred and eighty-nine and ninety, and the sum of Two million three hundred and six thousand one hundred and twenty pounds to the service of the Year One thousand eight hundred and ninety and ninety-one.”*

Government Offices,  
Melbourne, 1st August, 1890.

Ordered to lie on the Table.

5. PAPERS.—The Honorable J. Bell presented, pursuant to Act of Parliament—  
Explosives—Reports of the Inspectors of—to the Honorable the Minister of Mines for Victoria, on the working of *The Explosives Act* during the Year 1889.  
Minor Articles used in Manufacture—Notification respecting.  
The Irrigation Act 1886—  
The Bacchus Marsh Irrigation and Water Supply Trust.—Regulation.  
The Western Wimmera Irrigation and Water Supply Trust.—Regulation.  
Cohuna Irrigation and Water Supply Trust.—Application for a further Loan of £72,150.  
—Detailed Statement.

Severally ordered to lie on the Table.

The Honorable H. Cuthbert presented—

Mr. William Burston.—Supplementary Return to an Order of the Legislative Council, dated 2nd July last, for a copy of the Report of the Departmental Board on the case of Mr. William Burston, with all correspondence and departmental minutes relating thereto.

Ordered to lie on the Table.

6. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered, That the consideration of the 1st Order be postponed until after the consideration of the 2nd Order on the Paper for to-day.
7. **REAL PROPERTY ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 19th August inst., again resolve itself into the said Committee.
8. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until Tuesday, 19th August inst.:—  
*Infant Life Protection Bill—Adoption of Report.*  
*Criminal Law Amendment Bill—To be further considered in Committee.*
9. **ALLOCATION OF ROOMS FOR MEMBERS OF COUNCIL.**—The Honorable Dr. Dobson moved, pursuant to *amended* notice, That in the opinion of this Council two of the new rooms on this floor should be reserved for the use of Honorable Members in addition to the Lavatory.  
Debate ensued.  
Question—put and resolved in the affirmative.
10. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 19th August inst.  
Question—put and resolved in the affirmative.
- The Council adjourned at five minutes to seven o'clock until Tuesday, 19th August inst., at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 16.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 19TH AUGUST, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **PETITION.**—The Honorable J. H. Abbott presented a Petition from certain mine-owners, directors of mining companies, mining managers, miners, and residents of the important mining district of Sandhurst, engaged in and otherwise dependent on quartz mining, respectfully praying that the Bill now before the Council to amend *The Mining on Private Property Act 1884* would receive the sanction of the Council.  
Petition read, and ordered to lie on the Table.
5. **PAPERS.**—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—
  - Justices Act 1890—Rules under.
  - Marine Board Act—Regulations—Additional Regulations for the Management and Government of Pilots.
  - Marine Board Act—Regulations.
  - The Irrigation Act 1886—
    - The Rodney Irrigation and Water Supply Trust—Regulation.
    - Loddon United Waterworks Trust—Additional Loan for £1,000—Detailed Statement and Report.
    - The Swan Hill Shire Waterworks Trust and the Wandella Irrigation and Water Supply Trust—Apportioning certain Liabilities.
    - The Swan Hill Shire Waterworks Trust and the Marquis Hill Irrigation and Water Supply Trust—Apportioning certain Liabilities.
    - The Swan Hill Shire Waterworks Trust and the Leaghur and Meering Irrigation and Water Supply Trust—Apportioning certain Liabilities.
    - The Swan Hill Shire Waterworks Trust and the Kerang East Irrigation and Water Supply Trust—Apportioning certain Liabilities.
    - The Swan Hill Shire Waterworks Trust and the Pine Hills Irrigation and Water Supply Trust—Apportioning certain Liabilities.
    - The Lerderderg Irrigation and Water Supply Trust—Loan.
    - The Swan Hill Shire Waterworks Trust—Extent of the Waterworks District diminished.
    - The Swan Hill Shire Waterworks Trust—Extent of the Waterworks District diminished.
    - The Swan Hill Shire Waterworks Trust—Extent of the Waterworks District diminished.
    - The Swan Hill Shire Waterworks Trust—Extent of the Waterworks District diminished.
    - The Swan Hill Shire Waterworks Trust—Extent of the Waterworks District diminished.
 Severally ordered to lie on the Table.
6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the several Orders, Government Business, on the Paper for to-day be postponed until after the consideration of the 4th Notice of Motion on the Paper for to-day.

7. DEFENCE WORKS COMMITTEE.—The Honorable S. Fraser moved, pursuant to notice, That a Select Committee be appointed to inquire into and report upon the whole of the Defence works that have been provided for the defence of the Colony, from Hobson's Bay to the Heads; such Committee to consist of the following Members:—The Honorables W. A. Zeal, N. FitzGerald, J. A. Wallace, D. Melville, C. J. Ham, J. M. Davies, and the Mover; three to form a quorum, and to have leave to sit on days on which the House does not meet, and to have power to move from place to place, and to report the evidence from day to day.

Debate ensued.

Question—put and negatived.

8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to consolidate and amend the Law relating to the Registration of Trade Marks,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 19th August, 1890.

M. H. DAVIES,  
Speaker.

9. TRADE MARKS ACT 1890 AMENDMENT BILL.—The Honorable J. Balfour moved, That the Bill transmitted by the above Message, intituled "*An Act to consolidate and amend the Law relating to the Registration of Trade Marks,*" 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, 26th August inst.

10. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the Law relating to Marriage,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 19th August, 1890.

M. H. DAVIES,  
Speaker.

11. MARRIAGE ACT 1890 AMENDMENT BILL.—The Honorable J. Balfour moved, That the Bill transmitted by the above Message, intituled "*An Act to amend the Law relating to Marriage,*" 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, 26th August inst.

12. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to facilitate the Borrowing of further Money by The Melbourne Tramways Trust and for other purposes,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 19th August, 1890.

M. H. DAVIES,  
Speaker.

13. MELBOURNE TRAMWAYS TRUST (BORROWING POWERS) BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That a Message be sent to the Legislative Assembly requesting they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee of that House to which this Bill was referred during the present Session of Parliament.

Question—put and resolved in the affirmative.

14. RAILWAY REVENUES.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice, That there be laid on the Table of the Council a Return showing the anticipated "loss between nett revenue and the amount of interest to be annually met" for each of the years ending June 30th, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, which loss the Railway Commissioners state in their Report to the Honorable the Minister of Railways, under date July 12, 1890, that "the Consolidated Revenue will have to bear."

Question—put and resolved in the affirmative.

15. TERANG AND MORTLAKE RAILWAY, COST OF.—The Honorable W. A. Zeal moved, pursuant to notice, That there be laid on the Table of the Council a Return showing—

1. The total cost of the Terang and Mortlake Railway up to 30th June, 1890, giving—

(a) The cost of the works forming the complete railway.

(b) The amount paid for the land.

2. The monthly takings on that line since its opening.

3. The probable revenue to be obtained from the railway during the six months commencing 1st July and ending 1st January, 1891.

Question—put and resolved in the affirmative.

16. ABSENCE OF THE PRESIDENT.—The Clerk having informed the Council that the President of the Council was unavoidably absent, the Council, on the motion of the Honorable H. Cuthbert, and in accordance with the provisions of the Act 1075, chose the Honorable Dr. Dobson to fill, temporarily, the office, and perform all the duties of the President during his absence.

The Acting-President took the Chair.

**17. REAL PROPERTY ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Acting-President resumed the Chair; and the Honorable Lieut.-Col. Sir F. T. Sargood reported that the Committee had agreed to the Bill with amendments,

The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of Clauses 13 and 14 and a new clause to be proposed by the Honorable J. M. Pratt.

The Honorable D. Melville moved, as an amendment, That the figure "5" be inserted before the figure "13."

Debate ensued.

Question—That the figure proposed to be inserted be so inserted—put and negatived.

Question—That this Bill be re-committed to a Committee of the whole Council for re-consideration of Clauses 13 and 14 and a new clause to be proposed by the Honorable J. M. Pratt—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of Clauses 13 and 14 of this Bill and a new clause.

The Acting-President resumed the Chair; and the Honorable Lieut.-Col. Sir F. T. Sargood having reported that the Committee had agreed to the Bill with a further amendment, the Council ordered the same to be taken into consideration to-morrow; Bill, as further amended, to be printed.

**18. POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—

*Infant Life Protection Bill—Adoption of Report.*

*Criminal Law Amendment Bill—To be further considered in Committee.*

*Pleuro-pneumonia Extermination Bill—Adjourned debate on second reading.*

*Legislative Council Election Law Amendment Bill—Adjourned debate on the question—That the Bill be now read a second time, and upon the amendment to leave out the word "now" and the addition of the words "this day six months" after the word "time."*

*Portland Shire Hall Bill—To be read a second time.*

*Evidence Law Amendment Bill—To be read a second time.*

*Mines Act 1890 Amendment Bill—To be read a second time.*

The Council adjourned at five minutes to ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

THE HOUSE OF REPRESENTATIVES  
COMMITTEE ON THE BUDGET  
HEARINGS  
ON  
THE  
BUDGET  
FOR  
1964

HEARD AT THE  
COMMUNICATIONS CENTER  
WASHINGTON, D. C.  
ON  
MAY 15, 1963

STATEMENT OF  
MR. [Name]  
[Title]

STATEMENT OF  
MR. [Name]  
[Title]

STATEMENT OF  
MR. [Name]  
[Title]

No. 17.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 20<sup>TH</sup> AUGUST, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The Honorable D. Ham presented a Petition from the Mine-owners' Association of the Mining District of Ballarat, praying the Council to give the suggestions set forth in the Petition favorable consideration; and, if approved by the Council, that the Bill to amend *The Mining on Private Property Act* 1884 might be amended accordingly.  
Petition received, read, and ordered to lie on the Table.  
The Honorable H. Gore presented a Petition from the Mining Board of the Mining District of Ballarat, praying the Council to give the suggestions set forth in the Petition favorable consideration; and, if approved by the Council, that the Bill to amend *The Mining on Private Property Act* 1884 might be amended accordingly.  
Petition received, ordered to lie on the Table, and to be referred to the Committee of the whole on the *Mines Act 1890 Amendment Bill*.
5. PAPER.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Minor Articles used in Manufacture.  
Ordered to lie on the Table.
6. MINES ACT 1890 AMENDMENT BILL.—The Honorable J. H. Abbott moved, by leave of the Council, That the Petition presented by him on the 19th inst., relative to the Mining on Private Property Amendment Bill, be referred to the Committee of the Council when the measure is being considered by the said Committee.  
Question—put and resolved in the affirmative.
7. PROSPECTING VOTE—ALLOCATION OF.—The Honorable H. Gore moved, pursuant to notice, That in the opinion of the Council it is desirable that the Mining Department do for the future refrain from taking upon itself the duty of discharging functions delegated by Parliament to Prospecting Boards, viz., “by the Minister of Mines allocating certain portions of the amounts voted by Parliament for prospecting purposes without reference to any Prospecting Board,” as disclosed in the Return laid upon the Table of the Council on the 22nd July, 1890, such practice being contrary to the spirit of the Regulations and to the intentions of Parliament.  
Debate ensued.  
Question put.  
Council divided.

Ayes, 12.

The Hon. J. H. Abbott  
J. S. Butters  
S. Fraser  
H. Gore  
D. Ham  
D. Melville  
E. Morey  
W. H. S. Osmand  
W. Pearson  
J. M. Pratt  
C. Sargeant  
W. A. Zeal (*Teller*).

Noes, 14.

The Hon. J. Balfour  
F. Brown  
J. Buchanan  
S. W. Cooke  
G. S. Coppin  
H. Cuthbert  
J. M. Davies  
C. J. Ham  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
G. Simmie  
N. Thornley  
A. Wynne  
J. Bell (*Teller*).

And so it passed in the negative.

8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Evidence of the Select Committee of the Legislative Assembly on the Bill intituled "*An Act to facilitate the Borrowing of further Money by The Melbourne Tramways Trust and for other purposes,*" in accordance with the request of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 20th August, 1890.

9. MELBOURNE TRAMWAYS TRUST BILL.—The Honorable Lieut-Col. Sir F. T. Sargood having produced a receipt that the sum of £20 had been paid into the hands of the Treasurer of the colony moved, That the Bill transmitted by the above Message, intituled "*An Act to facilitate the Borrowing of further Money by The Melbourne Tramways Trust and for other purposes,*" be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time.
10. PRINCE'S BRIDGE—IMPROVEMENTS NEAR.—The Honorable G. S. Coppin moved, pursuant to notice, That, in the opinion of this House, it is necessary for the safety and convenience of the public that an open space should be formed—either as a crescent or a square—from Flinders-street to Prince's-bridge, including the land upon which the Fishmarket and the Parcels Office now stand, for the purpose of increasing the accommodation at that very dangerous intersection of Swanston and Flinders streets, and to provide a suitable approach to the Prince's-bridge Railway Station. Debate ensued. The Honorable H. Cuthbert moved, That the debate be now adjourned. Question—That the debate be adjourned until Wednesday, 27th August inst.—put and resolved in the affirmative.
11. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That Orders 1, 2, and 3 be postponed until after the consideration of Order No. 8 on the Paper for to-day.
12. PLEURO-PNEUMONIA EXTERMINATION 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—put and resolved in the affirmative.—Bill read a second time. The Honorable G. Davis moved, That this Bill be now committed to a Committee of the whole Council. Question—put and resolved in the affirmative. And, on the further motion of the Honorable G. Davis, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill. The President resumed the Chair, and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 27th August inst., again resolve itself into the said Committee.
13. LEGISLATIVE COUNCIL ELECTION LAW AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, and upon the amendment to leave out the word "now" and to add the words "this day six months" after the word "time," having been read—Debate resumed. The Honorable D. Ham moved, That the debate be now adjourned. Question—That the debate be now adjourned until Wednesday, 27th August inst.—put and resolved in the affirmative.
14. PORTLAND SHIRE HALL BILL.—The Honorable J. Bell moved, That this Bill be now read a second time. Question—put and resolved in the affirmative.—Bill read a second time. The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council. Question—put and resolved in the affirmative. And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill. The President resumed the Chair, and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day. On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill. The Honorable J. Bell moved, That the Bill be read a third time Wednesday, 27th August inst. Question—put and resolved in the affirmative.
15. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 26th August inst. Question—put and resolved in the affirmative.
16. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—  
*Real Property Act 1890 Amendment Bill—Adoption of Report,*  
*Infant Life Protection Bill—Adoption of Report,*  
*Criminal Law Amendment Bill—To be further considered in Committee—until Tuesday, 26th August inst.*  
*Evidence Law Amendment Bill—To be read a second time,*  
*Mines Act 1890 Amendment Bill—To be read a second time—until Wednesday, 27th August inst.*
- The Council adjourned at two minutes to ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 26<sup>TH</sup> AUGUST, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—
  - The Marine Board Act.—Regulations for the Examination of Masters and Mates for Certificates of Competency.
  - Mines Act 1890—Regulations relating to Licences to cut, construct, and use Races, Drains, Dams, and Reservoirs under the—
  - Mines Act 1890—Regulations under—respecting Licences to search for any Metal or other Mineral other than Gold.
  - Factories and Shops Act 1890.—Regulations for granting Certificates to Factory Engine-drivers.
  - Mines Act 1890.—Regulations for granting Certificates to Mining Engine-drivers.
  - Department for Neglected Children and Reformatory Schools.—Report of the Secretary for the Year 1889.

Severally ordered to lie on the Table.

The Honorable J. Bell presented, pursuant to Act of Parliament—

  - Defences and Discipline Act 1890.—Regulations for the Victorian Naval Forces.—Alterations.
  - Defence—Report of the Council of—

Severally ordered to lie on the Table.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That Orders of the Day 1 and 2 be postponed until after the consideration of the 5th Order on the Paper for to-day.
6. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable H. Cuthbert, the following Order of the Day was read and discharged :—
 

*Real Property Act 1890 Amendment Bill—Adoption of Report.*
7. REAL PROPERTY ACT 1890 AMENDMENT BILL.—The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clauses 9, 10, 12, new clause A, clause 13, and new clauses of which notice has been given.
 

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clauses 9, 10, 12, new clause A, clause 13, and new clauses of which notice has been given.

The President resumed the Chair, and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as further amended, to be printed.
8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to enable the Church of England Trusts Corporation for the Diocese of Melbourne, with the consent of the Bishop in Council, to lease or sell certain settled Land at Kew, in the parish of Boroondara, in the Colony of Victoria,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 26th August, 1890.

9. **KEW CHURCH OF ENGLAND LANDS BILL.**—The Honorable H. Cuthbert moved, That a Message be transmitted to the Legislative Assembly requesting they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee of that House to which this Bill was referred during the present Session of Parliament.

Question—put and resolved in the affirmative.

10. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the creation of a Corporate Body of Trustees in which Property belonging to 'The Presbyterian Church of Victoria' may be vested and for other purposes,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 26th August, 1890.

M. H. DAVIES,  
Speaker.

11. **PRESBYTERIAN TRUSTS BILL.**—The Honorable J. Balfour moved, That a Message be transmitted to the Legislative Assembly requesting they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee of that House to which this Bill was referred during the present Session of Parliament.

Question—put and resolved in the affirmative.

12. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of the Honorable J. Balfour, the following Order of the Day was read and discharged :—

*Infant Life Protection Bill—Adoption of Report.*

13. **INFANT LIFE PROTECTION BILL.**—The Honorable J. Balfour moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clauses 4, 8, 10, 21, 22, and a new clause.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Balfour, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clauses 4, 8, 10, 21, 22, and a new clause.

The President resumed the Chair, and the Honorable W. A. Zeal having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as further amended, to be printed.

14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

*Criminal Law Amendment Bill—To be further considered in Committee.*

*Trade Marks Act 1890 Amendment Bill—To be read a second time.*

*Marriage Act 1890 Amendment Bill—To be read a second time.*

The Council adjourned at five minutes to ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.



## VICTORIA.

No. 19.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 27TH AUGUST, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Mining Leases—Regulations relating to.  
Ordered to lie on the Table.
5. MELBOURNE TRAMWAYS TRUST BORROWING POWERS BILL.—The Honorable J. M. Davies moved, pursuant to notice given by the Honorable Lieut.-Col. Sir F. T. Sargood, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. M. Davies moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 3rd September next, again resolve itself into the said Committee.
6. GENERAL SESSIONS OF THE PEACE, ST. ARNAUD.—The Honorable H. Cuthbert moved, pursuant to amended notice, That, in pursuance of the Act of Parliament No. 1105, section 177, an Address be presented to His Excellency the Governor, praying that the Court of General Sessions of the Peace in and for the Western Bailiwick may be held at St. Arnaud.  
Question—put and resolved in the affirmative.  
The Honorable H. Cuthbert moved, That the following be the Address:—  
*To His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.*  
MAY IT PLEASE YOUR EXCELLENCY—  
We, the Legislative Council of Victoria, in Parliament assembled, pray that the Court of General Sessions of the Peace in and for the Western Bailiwick may be held at St. Arnaud.  
Question—put and resolved in the affirmative.  
The Honorable H. Cuthbert moved, That the Address be transmitted to the Legislative Assembly with a Message desiring their concurrence therewith.  
Question—put and resolved in the affirmative.

7. GENERAL SESSIONS OF THE PEACE, WARRAGUL.—The Honorable H. Cuthbert moved, pursuant to amended notice, That, in pursuance of the Act of Parliament No. 1105, section 177, an Address be presented to His Excellency the Governor, praying that the Court of General Sessions of the Peace in and for the Eastern Bailiwick may be held at Warragul.

Question—put and resolved in the affirmative.

The Honorable H. Cuthbert moved, That the following be the Address :—

*To His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, pray that the Court of General Sessions of the Peace in and for the Eastern Bailiwick may be held at Warragul.

Question—put and resolved in the affirmative.

The Honorable H. Cuthbert moved, That the Address be transmitted to the Legislative Assembly with a Message desiring their concurrence therewith.

Question—put and resolved in the affirmative.

8. PRINCE'S BRIDGE—IMPROVEMENTS NEAR.—The Order of the Day for the resumption of the debate on the question—That, in the opinion of this House, it is necessary for the safety and convenience of the public that an open space should be formed—either as a crescent or a square—from Flinders-street to Prince's-bridge, including the land upon which the Fishmarket and the Parcels Office now stand, for the purpose of increasing the accommodation at that very dangerous intersection of Swanston and Flinders streets, and to provide a suitable approach to the Prince's-bridge Railway Station—having been read—

Debate resumed.

The Honorable J. Service moved, That the debate be now adjourned.

Question—That the debate be now adjourned until Wednesday, 10th September next—put and resolved in the affirmative.

9. LEGISLATIVE COUNCIL ELECTION LAW AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question—That this Bill be now read a second time, and on the amendment that the word "now" be omitted and that the words "this day six months" be added after the word "time"—having been read—

Debate resumed.

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

Question—That the words "this day six months" be added to the word "time"—put and resolved in the affirmative.

Question—That this Bill be read a third time this day six months—put and resolved in the affirmative.

10. PORTLAND SHIRE HALL BILL.—The President 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 the Honorable J. Bell, read a third time and passed.

The Honorable J. Bell moved, That the following be the title of the Bill :—

*"An Act to enable the President Councillors and Ratepayers of the Shire of Portland to sell and convey certain Lands at Walook in the said Shire and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said Shire."*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

11. REAL PROPERTY ACT 1890 AMENDMENT BILL.—On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable H. Cuthbert, read a third time and passed.

The Honorable H. Cuthbert moved, That the following be the title of the Bill :—

*"An Act to amend the Real Property Act 1890 and for other purposes."*

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

12. INFANT LIFE PROTECTION BILL.—On the motion of the Honorable J. Balfour, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. Balfour, read a third time and passed.

The Honorable J. Balfour moved, That the following be the title of the Bill :—

*"An Act to make better provision for the Protection of Infant Life and for other purposes."*

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.

13. **CRIMINAL LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair, and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 2nd September next, again resolve itself into the said Committee.

14. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Evidence of the Select Committee of the Legislative Assembly on the Bill intituled "*An Act to enable the Church of England Trusts Corporation for the Diocese of Melbourne, with the consent of the Bishop in Council, to lease or sell certain settled Land at Kew, in the parish of Boroondara, in the Colony of Victoria,*" in accordance with the request of the Legislative Council.

Legislative Assembly,  
Melbourne, 27th August, 1890.

M. H. DAVIES,  
Speaker.

15. **KEW CHURCH OF ENGLAND LANDS BILL.**—The Honorable J. M. Davies moved, by leave, That the Standing Order requiring payment of £20 into the hands of the Colonial Treasurer prior to this Bill being read a first time be suspended.

Question—put and resolved in the affirmative.

16. **KEW CHURCH OF ENGLAND LANDS BILL.**—The Honorable J. M. Davies moved, That the Bill intituled "*An Act to enable the Church of England Trusts Corporation for the Diocese of Melbourne, with the consent of the Bishop in Council, to lease or sell certain settled Land at Kew, in the parish of Boroondara, in the Colony of Victoria,*" be now read a first time.

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

17. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Evidence of the Select Committee of the Legislative Assembly on the Bill intituled "*An Act to provide for the creation of a Corporate Body of Trustees in which Property belonging to 'The Presbyterian Church of Victoria' may be vested and for other purposes,*" in accordance with the request of the Legislative Council.

Legislative Assembly,  
Melbourne, 27th August, 1890.

M. H. DAVIES,  
Speaker.

18. **PRESBYTERIAN TRUSTS BILL.**—The Honorable J. Balfour moved, by leave, That the Standing Order requiring the payment of £20 into the hands of the Colonial Treasurer prior to this Bill being read a first time be suspended.

Question—put and resolved in the affirmative.

19. **PRESBYTERIAN TRUSTS BILL.**—The Honorable J. Balfour moved, That the Bill intituled "*An Act to provide for the creation of a Corporate Body of Trustees in which Property belonging to 'The Presbyterian Church of Victoria,' may be vested and for other purposes,*" be now read a first time.

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

20. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed as under :—

*Pleuro-pneumonia Extermination Bill*—To be further considered in Committee—until Wednesday, 10th September next.

*Evidence Law Amendment Bill*—To be read a second time—until Tuesday, 2nd September next.

*Mines Act 1890 Amendment Bill*—To be read a second time—until Wednesday, 3rd September next.

*Trade Marks Act 1890 Amendment Bill*—To be read a second time,

*Marriage Act 1890 Amendment Bill*—To be read a second time—until Tuesday, 2nd September next.

21. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 2nd September next.

Question—put and resolved in the affirmative.

The Council adjourned at twenty-five minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.



No. 20.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 2ND SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RETURNS TO WRITS.—The President announced that he had received Returns to Writs he had issued for the election of Members to serve for the undermentioned Provinces, in the places of Members retiring by rotation, by which it appeared that the following Members had been returned for the several Electoral Provinces set opposite their respective names, viz.:—
  - Henry Cuthbert, for Wellington Province.
  - The Honorable James Balfour, merchant, for South-Eastern Province.
  - William Irving Winter-Irving, for Northern Province.
  - James George Beaney, for North Yarra Province.
  - Agar Wynne, gentleman, for Western Province.
  - George Young, for North-Western Province.
  - James Phillip Macpherson, grazier, for Nelson Province.
  - William McCulloch, for Gippsland Province.
  - Joseph Henry Connor, for South-Western Province.
  - John Alston Wallace, mill-owner, for North-Eastern Province.

5. SWEARING-IN OF MEMBERS.—The Honorables Hy. Cuthbert, James Balfour, William Irving Winter-Irving, Surgeon-Major James George Beaney, and Agar Wynne, being severally introduced, took and subscribed the oath required by law, and severally delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES BALFOUR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Three hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as ‘Tyalla,’ Toorak.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Nine hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JAMES BALFOUR.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES GEORGE BEANEY, M.D., do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand five hundred and sixty-eight pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or

assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as 'Cromwell House,' and five other houses adjoining, and situate in Collins and Russell streets, in the city of Melbourne.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of such district upon a yearly value of £1,480.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"JAMES GEO. BEANEY, M.D."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, HENRY CUTHBERT, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of the city of Ballarat and shire of Ballarat, and are known as:

"Part of allotment 4 of sec. 9, city of Ballarat, county of Grenville; and

"Allotment 2 of sec. 14, parish of Cardigan, county of Grenville.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the city of Ballarat are rated in the rate-book of such district upon a yearly value of Eighty pounds; and that such of the said lands or tenements as are situate in the municipal district of the shire of Ballarat are rated in the rate-book of such district upon a yearly value of One hundred and twenty pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"HENRY CUTHBERT."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM IRVING WINTER-IRVING, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Five thousand pounds and upwards above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts as hereunder named, and are known as—

"Noorilim, in the shire of Waranga.

"Carpendeit           "       Hampden.

"Tirrengower         "       Colac.

"Allotments           "       Tambo.

"Stanhope             "       Echuca and Waranga.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Waranga are rated in the rate-book of such district upon a yearly value of Six thousand three hundred and eighty-one pounds; and that such of the said lands or tenements as are situate in the municipal district of Hampden are rated in the rate-book of such district upon a yearly value of Four hundred and ninety-three pounds; and that such of the said lands or tenements as are situate in the municipal district of Colac are rated in the rate-book of such district upon a yearly value of Three hundred and sixty-three pounds nine shillings; and that such of the said lands or tenements as are situate in the municipal district of Tambo are rated in the rate-book of such district upon a yearly value of Six pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca and Waranga are rated in the rate-book of such district upon a yearly value of Three thousand one hundred and fifty-seven pounds.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"WM. I. WINTER-IRVING."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, AGAR WYNNE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of the shire of Mortlake and the shire of Hampden, and are known as 'Terinallum.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the shire of Mortlake are rated in the rate-book of such district upon a yearly value of £3,233, and that such of the said lands or tenements as are situate in the municipal district of the shire of Hampden are rated in the rate-book of such district upon a yearly value of £3,084.

"And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

"AGAR WYNNE."

6. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
 Royal Commission on Coal—First Progress Report of—appointed to inquire as to the best means of developing and promoting the Coal Industry of Victoria.  
 The Land Act 1884.—Regulations.—Order in Council.  
 Severally ordered to lie on the Table.

7. **CRIMINAL LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The President resumed the Chair, and the Honorable Dr. Dobson 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 the Council will, this day, again resolve itself into the said Committee.

8. **SWEARING-IN OF MEMBER.**—The Honorable W. McCulloch, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth :—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM McCULLOCH, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Three hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Colac, and are known as ‘Mertoun Park.’

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Colac are rated in the rate-book of such district upon a yearly value of £1,313.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“WM. McCULLOCH.”

9. **CRIMINAL LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The President resumed the Chair, and the Honorable Dr. Dobson 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 the Council will, to-morrow, again resolve itself into the said Committee.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

*Trade Marks Act 1890 Amendment Bill—To be read a second time.*

*Marriage Act 1890 Amendment Bill—To be read a second time.*

*Evidence Law Amendment Bill—To be read a second time.*

The Council adjourned at ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*





No. 21.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 3RD SEPTEMBER, 1890.

1. The Council met pursuant to adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. SWEARING-IN OF MEMBERS.—The Honorables J. H. Connor, J. A. Wallace, and G. Young, being severally introduced, took and subscribed the oath required by law, and severally delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH HENRY CONNOR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Colac, shire of Colac, parish of Cundare, county of Grenville, and are known as—

				A.	R.	P.
Allotments 57A,	area	...		79	0	32
” 57B,	”	...		79	0	32
” 57A A,	”	...		80	0	0
” 57A B,	”	...		80	0	0

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“And I further declare that such of the said lands or tenements as are situate in the municipal district of Colac, shire of Colac, parish of Cundare, county of Grenville, are rated in the rate-book of such district upon a yearly value of One hundred and fifty-nine pounds ten shillings.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JOS. H. CONNOR.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOHN ALSTON WALLACE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and eighty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Towong and Port Melbourne, and are known as—

- “No. 1. Lands and tenements situate near Bethanga, parish of Berringa, electoral district of Benambra, shire of Towong, area 639 acres.
- “No. 2. Lands and tenements—the Bay View Hotel, situate Beach-street, Port Melbourne.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Towong are rated in the rate-book of such district upon a yearly value of

(650 copies.)

One hundred pounds, and that such of the said lands or tenements as are situate in the municipal district of Port Melbourne are rated in the rate-book of such district upon a yearly value of One hundred and eighty pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JOHN A. WALLACE.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, GEORGE YOUNG, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and seventy-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Horsham, and are known as land and premises situated in Wilson-street, Horsham. And I further declare that such of the said lands or tenements as are situate in the municipal district of Horsham are rated in the rate-book of such district upon a yearly value of Two hundred and seventy-five pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“GEO. YOUNG.”

5. PAPERS.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Public Library, Museums, and National Gallery—Report of the Trustees of the—for 1889, with a Statement of Income and Expenditure for the financial Year 1888–9.  
Water Act 1890.—The Bacchus Marsh Irrigation and Water Supply Trust.—Further Loan.  
Mines Act 1890.—Alteration of Regulations.  
Severally ordered to lie on the Table.
6. KEW CHURCH OF ENGLAND LANDS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood 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.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 10th September inst., again resolve itself into the said Committee.
7. PRESBYTERIAN TRUSTS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice given by the Honorable J. Balfour, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 10th September inst., again resolve itself into the said Committee.
8. MELBOURNE TRAMWAYS TRUST (BORROWING POWERS) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill without amendment, the Council ordered the same to be taken into consideration Tuesday, 9th September inst.
9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to amend the Land Act 1890,*” with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Speaker.  
Legislative Assembly,  
Melbourne, 2nd September, 1890.
10. LAND ACT 1890 AMENDMENT BILL.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled “*An Act to amend the Land Act 1890,*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 9th September inst.

11. MESSAGES FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Messages from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act for taking a Census of the Population and of the Live Stock in Victoria*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 3rd September, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they concur with the Legislative Council in adopting the accompanying Address to His Excellency the Governor praying that the Court of General Sessions of the Peace in and for the Eastern Bailiwick may be held at Warragul, and that the Legislative Assembly have filled up the blank with the words "and the Legislative Assembly."

Legislative Assembly,  
Melbourne, 3rd September, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they concur with the Legislative Council in adopting the accompanying Address to His Excellency the Governor praying that the Court of General Sessions of the Peace in and for the Western Bailiwick may be held at St. Arnaud, and that the Legislative Assembly have filled up the blank with the words "and the Legislative Assembly."

Legislative Assembly,  
Melbourne, 3rd September, 1890.

M. H. DAVIES,  
Speaker.

12. MINES ACT 1890 AMENDMENT BILL.—The Honorable Agar Wynne moved, That this Bill be now read a second time.  
Debate ensued.  
The Honorable E. Morey moved, That the debate be now adjourned.  
Question—That the debate be adjourned until Wednesday, the 10th September inst.—put and resolved in the affirmative.
13. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of Orders 3, 4, and 5 be postponed until after the consideration of the 6th Order for to-day.
14. EVIDENCE LAW AMENDMENT BILL.—The Honorable J. M. Davies moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. M. Davies moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 10th September inst., again resolve itself into the said Committee.
15. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until Tuesday, 9th September inst.:—  
*Criminal Law Amendment Bill—To be further considered in Committee.*  
*Trade Marks Act 1890 Amendment Bill—To be read a second time.*  
*Marriage Act 1890 Amendment Bill—To be read a second time.*
16. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 9th September inst.  
Question—put and resolved in the affirmative.  
The Council adjourned at five minutes to ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.



## VICTORIA.

No. 22.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 9TH SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RETURNS TO WRITS.—The President announced that he had received Returns to Writs he had issued for the election of Members to serve for the undermentioned Provinces, in the places of Members retiring by rotation, by which it appeared that the following Members had been returned for the several Electoral Provinces set opposite their respective names, viz.:—

Lieut.-Col. the Honorable Sir Fredk. Thos. Sargood, for South Yarra Province.  
Nicholas Fitzgerald, for North Central Province.

5. SWEARING-IN OF MEMBERS.—The Honorables Nicholas Fitzgerald and Lieut.-Col. Sir F. T. Sargood, being severally introduced, took and subscribed the oath required by Law, and severally delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, Sir FREDERICK THOMAS SARGOOD, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand one hundred and thirty-two pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Caulfield, and are known as ‘Rippon Lea’—

“Forty-six acres of land, with dwelling-house thereon.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of such district upon a yearly value of £2,132.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“F. T. SARGOOD.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, NICHOLAS FITZGERALD, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of St. Kilda, in the county of Bourke, and are known as—

“Dwelling-house, ‘Moirs,’ Alma-road, St. Kilda, county of Bourke.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of St. Kilda are rated in the rate-book of such district upon a yearly value of Three hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“N. FITZGERALD.”

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

HOPETOUN,

Governor.

Message.

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

*“An Act to enable the President Councillors and Ratepayers of the Shire of Portland to sell and convey certain Lands at Walook in the said Shire and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said Shire.”*

Government Offices,  
Melbourne, 1st September, 1890.

Ordered to lie on the Table.

7. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—
- Statistical Register of the Colony of Victoria for the year 1889—  
Part IV.—Finance, &c.  
Part V.—Accumulation.  
Penal Establishments and Gaols.—Report of the Inspector-General for the year 1889.  
The Land Act 1884 and The Mallee Pastoral Leases Act 1883—Report of Proceedings taken under the provisions of—during the year ending 31st December, 1889.  
Severally ordered to lie on the Table.
- The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Juvenile Offenders—Regulations relating to.  
Neglected Children's Act 1890—Regulations under.  
Bank Liabilities and Assets.—Summary of Sworn Returns for the Quarter ended 30th June, 1890.  
Severally ordered to lie on the Table.
- The Honorable J. Bell presented, pursuant to Act of Parliament—  
Victorian Military Forces—Regulations for the.  
Ordered to lie on the Table.
- The Honorable H. Cuthbert presented—  
Advances to Trusts under Irrigation Acts.—Return to an Order of the Legislative Council, dated 24th June, 1890, of all moneys advanced to Trusts under the Irrigation Acts, giving dates of advances, the interest paid and in arrear; also, the total cost of all National Works, made up to the 30th June, 1890.  
Water Conservation Acts—Moneys advanced under.—Return to an Order of the Legislative Council, dated 25th June, 1890, showing all moneys advanced under the Victorian Water Conservation Acts 1881, 1883, and 1884, giving dates of advances, the interest paid and in arrear, made up to the 30th June, 1890.  
Severally ordered to lie on the Table.
8. PARLIAMENT BUILDINGS COMMITTEE.—The Honorable H. Cuthbert moved, by leave, That the Honorable James Balfour be appointed a Member of the Joint Committee of both Houses to manage and superintend the Parliament Buildings.  
Question—put and resolved in the affirmative.
9. LIBRARY COMMITTEE.—The Honorable J. Bell moved, by leave, That the Honorable H. Cuthbert be appointed a Member of the Joint Committee of both Houses to manage the Library.  
Question—put and resolved in the affirmative.
10. REFRESHMENT ROOMS COMMITTEE.—The Honorable H. Cuthbert moved, by leave, That the Honorables J. M. Pratt, J. A. Wallace, and W. I. Winter-Irving be appointed Members of the Joint Committee of both Houses to manage the Refreshment Rooms.  
Question—put and resolved in the affirmative.
11. STANDING ORDERS COMMITTEE.—The Honorable H. Cuthbert moved, by leave, That the Honorables Lieut.-Col. Sir F. T. Sargood and Agar Wynne be appointed Members of the Select Committee on the Standing Orders of the House.  
Question—put and resolved in the affirmative.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the Order, General Business, on the Paper for to-day.
13. MELBOURNE TRAMWAYS TRUST (BORROWING POWERS) BILL.—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.  
The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—  
*“An Act to facilitate the Borrowing of further Money by the Melbourne Tramways Trust and for other purposes.”*  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

14. LAND ACT 1890 AMENDMENT BILL.—The Honorable J. Bell moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.  
 On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President 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 the Honorable J. Bell, read a third time and *passed*.  
 The Honorable J. Bell moved, That the following be the title of the Bill :—  
*“An Act to amend the Land Act 1890.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.
15. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the 2nd Order of the Day be postponed until after the consideration of the 4th Order for to-day.
16. TRADE MARKS ACT 1890 AMENDMENT BILL.—The Honorable J. Balfour moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Balfour moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Balfour, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, to-morrow, again resolve itself into the said Committee.
17. MARRIAGE ACT 1890 AMENDMENT BILL.—The Honorable J. Balfour moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Balfour moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Balfour, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, this day, again resolve itself into the said Committee.
18. CRIMINAL LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, to-morrow, again resolve itself into the said Committee.
19. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the following Order of the Day be postponed until to-morrow :—  
*Marriage Act 1890 Amendment Bill—To be further considered in Committee.*
- The Council adjourned at ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
 Clerk of the Legislative Council.





# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 10<sup>TH</sup> SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITION.—The Honorable Lieut.-Col. Sir F. T. Sargood presented a Petition from the President, Vice-Presidents, and Members of Council of the Melbourne Chamber of Commerce, praying the Council would give its sanction and approval to the Bill to amend the Law of Evidence, in order to its ultimately being passed into law.  
Petition received, ordered to lie on the Table, and to be referred to the Committee of the whole on the Law of Evidence Amendment Bill.
5. PAPER.—The Honorable H. Cuthbert presented—  
Terang and Mortlake Railway—Cost of.—Return to an Order of the Legislative Council, dated 19th August last, for—
  1. The total cost of the Terang and Mortlake Railway up to 30th June, 1890, giving—
    - (a) The cost of the works forming the complete railway.
    - (b) The amount paid for the land.
  2. The monthly takings on that line since its opening.
  3. The probable revenue to be obtained from the railway during the six months commencing 1st July and ending 1st January, 1891.
 Ordered to lie on the Table.
6. PRINCE'S BRIDGE—IMPROVEMENTS NEAR.—The Order of the Day for the resumption of the debate on the question—That, in the opinion of this House, it is necessary for the safety and convenience of the public that an open space should be formed—either as a crescent or a square—from Flinders-street to Prince's-bridge, including the land upon which the Fishmarket and the Parcels Office now stand, for the purpose of increasing the accommodation at that very dangerous intersection of Swanston and Flinders streets, and to provide a suitable approach to the Prince's-bridge Railway Station—having been read—  
Debate resumed.  
Motion, by leave, withdrawn.  
The Honorable G. S. Coppin moved, by leave, That a Select Committee be appointed to consider and report upon the question—That an open space should be formed—either as a crescent or a square—from Flinders-street to Prince's-bridge, including the land upon which the Fishmarket and the Parcels Office now stand, for the purpose of increasing the accommodation at that very dangerous intersection of Swanston and Flinders streets, and to provide a suitable approach to the Prince's-bridge Railway Station—such Committee to consist of the Honorables Lieut.-Col. Sir F. T. Sargood, H. Gore, W. I. Winter-Irving, N. Thornley, H. Cuthbert, and the Mover, three to form a quorum; and that the Committee have power to send for persons, papers, and records, and to sit on days on which the Council does not meet.  
Question—put and resolved in the affirmative.

7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to correct Errors in the Consolidating Acts and for other purposes*," with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 10th September, 1890.

8. CONSOLIDATING ACTS REVISION BILL.—The Honorable H. Cuthbert moved, That the Bill transmitted by the above Message, intituled "*An Act to correct Errors in the Consolidating Acts and for other purposes*," be now read a first time.

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

9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the Real Property Act 1890 and for other purposes*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 10th September, 1890.

10. PLEURO-PNEUMONIA EXTERMINATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill.

11. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor, recommending amendments in the Bill intituled "*An Act for taking a Census of the Population and of the Live Stock in Victoria*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 10th September, 1890.

HOPETOUN,  
Governor.

Message.

Pursuant to the provisions of section thirty-six of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendments which he desires to be made in a Bill intituled "*An Act for taking a Census of the Population and of the Live Stock in Victoria*":—

In Fourth Schedule, after the words "Sunday the" insert the word "fifth" and after the words "day of" insert the word "April."

Government Offices,  
Melbourne, 8th September, 1890.

On the motion of the Honorable J. Bell, the Council agreed to the several amendments recommended by His Excellency the Governor, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

12. KEW CHURCH OF ENGLAND LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill without amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—

"*An Act to enable the Church of England Trusts Corporation for the Diocese of Melbourne, with the consent of the Bishop in Council, to lease or sell certain settled Land at Kew, in the parish of Boroondara, in the colony of Victoria.*"

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

13. **PRESBYTERIAN TRUSTS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with an amendment, the Council ordered the same to be taken into consideration Wednesday, 17th September inst.
14. **EVIDENCE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair, and the Honorable Dr. Dobson 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 the Council will, on Wednesday next, again resolve itself into the said Committee.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—  
*Mines Act 1890 Amendment Bill—Adjourned debate on second reading—until Wednesday, 17th September inst.*  
*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee,*  
*Criminal Law Amendment Bill—To be further considered in Committee,*  
*Marriage Act 1890 Amendment Bill—To be further considered in Committee—until Tuesday, 16th September inst.*
16. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 16th September inst.  
Question—put and resolved in the affirmative.

The Council adjourned at five minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 24.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 16TH SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RETURNS TO WRITS.—The President announced that he had received Returns to Writs he had issued for the election of Members to serve for the undermentioned Provinces, in the places of Members retiring by rotation, by which it appeared that the following Members had been returned for the several Electoral Provinces set opposite their respective names, viz.:—

Sir Benjamin Benjamin, for the Melbourne Province.  
Thomas Brunton, miller, for the Southern Province.

5. SWEARING-IN OF MEMBERS.—The Honorables Sir Benjamin Benjamin and Thomas Brunton, being severally introduced, took and subscribed the oath required by law, and severally delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SIR BENJAMIN BENJAMIN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Three hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of the city of Melbourne, and are known as ‘Salisbury buildings,’ corner of Bourke and Queen streets, Lonsdale Ward, in the city of Melbourne, and as to which I am the owner of one undivided fourth part or share, the said land being part of Crown section thirteen, city and parish of Melbourne, county of Bourke, particularly described in certificate of title entered in the Register Book, vol. 1346, fol. 269105.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of the city of Melbourne are rated in the rate-book of such district upon a yearly value of Three thousand nine hundred and twenty pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“B. BENJAMIN.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, THOMAS BRUNTON, of Ascot Vale, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Seven hundred and seventy-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Essendon, and are known as—

“‘Roxburgh,’ Ascot Vale,  
“Bloomfield-road,  
“St. Leonard’s-road,  
“Roxburgh-street.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Essendon are rated in the rate-book of such district upon a yearly value of Seven hundred and seventy-five pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“THOMAS BRUNTON.”

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

HOPETOUN,

*Governor.*

*Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

“ *An Act to amend the Land Act 1890.*”

“ *An Act for taking a Census of the Population and of the Live Stock in Victoria.*”

“ *An Act to enable the Church of England Trusts Corporation for the Diocese of Melbourne, with the consent of the Bishop in Council, to lease or sell certain settled Land at Kew, in the parish of Boroondara, in the Colony of Victoria.*”

Government Offices,

Melbourne, 15th September, 1890.

Ordered to lie on the Table.

7. PAPERS.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—

Hospitals for the Insane.—Report of the Inspector of Lunatic Asylums for the year ended 31st December, 1889.

Ordered to lie on the Table.

The Honorable J. Bell presented, pursuant to Act of Parliament—

Victorian Naval Brigade—Regulations for the—Alterations.

Ordered to lie on the Table.

8. ADJOURNMENT.—The Honorable J. Service having stated his desire to move, That the House do now adjourn, the following Members, viz., the Honorables Lieut.-Col. Sir F. T. Sargood, Sir B. Benjamin, C. J. Ham, D. Melville, S. Fraser, W. I. Winter-Irving, J. S. Butters, and Dr. Le Fevre, rose in their places and required the motion to be proposed.

The Honorable J. Service having stated that he proposed to speak on the subject of the Present Strike, then moved, That the House do now adjourn.

Debate ensued.

Motion, by leave, withdrawn.

9. CONSOLIDATING ACTS REVISION BILL.—The Honorable H. Cuthbert moved, That this Bill be now read a second time.

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

The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as amended, to be printed.

10. POSTPONEMENT OF ORDER OF THE DAY.—The Council 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. CRIMINAL LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had agreed to the Bill with amendments.

The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clauses 16 and 44.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clauses 16 and 44 of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as further amended, to be printed.

12. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor recommending amendments in the Bill intituled “ *An Act to amend the Real Property Act 1890 and for other purposes,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 16th September, 1890.

M. H. DAVIES,  
Speaker.

And the said Message was read and is as follows :—

HOPETOUN,

*Governor.*

*Message No. .*

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendments which he desires to be made in a Bill intituled "*An Act to amend the Real Property Act 1890 and for other purposes*"—

In clause 4, page 3, line 5, omit the word "six" and substitute the word "seven."

In clause 5, line 10, omit the word "six" and substitute the word "seven" and after the word "collectively" insert the words "as the case may be."

In clause 6, line 8, omit the word "six" and substitute the word "seven."

In clause 7, line 3, omit the word "either" and substitute the word "any" and omit the word "two" and substitute the word "three."

In clause 10, line 8, after the words "section five" insert the words "or section six."

In clause 17, line 2, after the word "Commissioner" insert the words "of Titles."

In clause 18, line 2, after the word "Commissioner" insert the words "of Titles."

Government Offices,

Melbourne, 15th September, 1890.

On the motion of the Honorable H. Cuthbert, the Council ordered the said Message to be printed and taken into consideration to-morrow.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee.*

*Marriage Act 1890 Amendment Bill—To be further considered in Committee.*

The Council adjourned at eight minutes past ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,

*Clerk of the Legislative Council.*





*Minutes of the Proceedings*  
OF THE  
**LEGISLATIVE COUNCIL.**

WEDNESDAY, 17TH SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **THE NEW HEBRIDES.**—The Hon. J. Service moved, pursuant to *amended* notice—
  1. That certain regulations made by Her Majesty's High Commissioner for the Western Pacific, under Orders of the Queen in Council, have proved, so far as the New Hebrides group is concerned, inadequate and unequal, and whilst calculated to deter the most desirable class of colonists from settling in that group, have not in any way conduced to the civilization of the natives.
  2. That regulations which place British subjects under disabilities which do not apply to persons of other nationalities are manifestly vexatious as well as absurd, inasmuch as they are necessarily injurious to British interests without conducing in the slightest degree to the interests of the natives.
  3. That in the opinion of this Council it is desirable to submit for the consideration of the Federal Council the following :—
    - (a) That British subjects in the New Hebrides may be enabled to obtain titles to their lands.
    - (b) That, subject to proper restrictions, British subjects may be enabled lawfully to engage the natives of one island of this group to labour on another and to convey or transport the natives from one island to another.
    - (c) That negotiations be renewed with the other Powers in order to secure that all restrictions in the way of trading with the natives of this group, which are at present laid exclusively on British subjects, ought to be applied universally to the subjects of all nationalities.
  4. That the steamship communication between these colonies and the New Hebrides (including inter-island communication) should be placed on a more satisfactory footing.
  5. That the postage on letters from Victoria to the New Hebrides should be reduced from 6d. to 2d., which latter is the rate charged by the other Australian colonies.
  6. That the concurrence of the Legislative Assembly be requested in these resolutions.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the above resolutions be transmitted to the Legislative Assembly with a Message requesting their concurrence therewith.

5. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly request that the Legislative Council will give leave to the Honorable Henry Gore to attend in order to his being examined before the Select Committee of the Legislative Assembly on Tramways constructed under Country Tramways Trust Fund.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 17th September, 1890.

The Honorable H. Cuthbert moved, That leave be given to the Honorable H. Gore to attend, if he be willing, in order to his being examined before the Select Committee of the Legislative Assembly, as requested by the above Message.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that leave had been given to the Honorable H. Gore to attend, if he be willing, in order to his being examined as requested by the above Message.

6. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the Appointment of a Parliamentary Standing Committee on Railway Works and for other purposes,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 17th September, 1890.

7. RAILWAYS STANDING COMMITTEE BILL.—The Hon. J. Bell moved, That the Bill transmitted by the above Message, intituled “*An Act to provide for the Appointment of a Parliamentary Standing Committee on Railway Works and for other purposes,*” 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, 23rd September inst.
8. LABOUR STATISTICS.—The Honorable J. S. Butters moved, pursuant to notice, That a Return be laid on the Table of the Council setting forth the number of working men engaged in agricultural, pastoral, mining, and manufacturing pursuits ; also skilled and unskilled labourers in building and construction ; those employed in personal service, and for transport of goods and passengers by road, rail, or sea ; the number connected with trades unions ; and the estimated number now on strike.  
Question—put and resolved in the affirmative.
9. RAILWAY EARNINGS.—The Honorable S. Fraser moved, pursuant to *amended* notice, That there be laid upon the Table of the Council a Return showing the gross and nett earnings up to 30th June last of each of the lines of railways opened during the past two years which have been constructed under the authority of *The Railway Construction Act*, No. 821.  
Question—put and resolved in the affirmative.
10. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable J. Balfour, the following Order of the Day was read and discharged:—  
*Presbyterian Trusts Bill—Adoption of Report.*
11. PRESBYTERIAN TRUSTS BILL.—The Honorable J. Balfour moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clause 20.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Balfour, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clause 20 of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with a further amendment, the Council ordered the same to be taken into consideration this day.  
On the motion of the Honorable J. Balfour, the Council adopted the Report from the Committee of the whole on this Bill.  
The President 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 the Honorable J. Balfour, read a third time and *passed*.  
The Honorable J. Balfour moved, That the following be the title of the Bill :—  
“*An Act to provide for the creation of a Corporate Body of Trustees in which Property belonging to ‘The Presbyterian Church of Victoria’ may be vested and for other purposes.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with an amendment, and requesting their concurrence therein.
12. EVIDENCE LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 23rd September inst., again resolve itself into the said Committee.
13. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under :—  
*Mines Act 1890 Amendment Bill—Adjourned debate on second reading—until Wednesday, 24th September inst.*  
*Consolidating Acts Revision Bill—Adoption of Report,*  
*Criminal Law Amendment Bill—Adoption of Report,*  
*Real Property Act 1890 Amendment Bill—Consideration of amendments recommended by His Excellency the Governor,*  
*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee,*  
*Marriage Act 1890 Amendment Bill—To be further considered in Committee—until Tuesday, 23rd September inst.*
14. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 23rd September inst.  
Question—put and resolved in the affirmative.

The Council adjourned at ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 23RD SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read and is as follows:—  

HOPETOUN,  
*Governor.* *Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz.:—  
*“An Act to facilitate the Borrowing of further Money by the Melbourne Tramways Trust and for other purposes.”*

Government Offices,  
Melbourne, 22nd September, 1890.

Ordered to lie on the Table.
5. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
Melbourne Metropolitan District Sewerage and Sewage Disposal—Report on the proposed—  
addressed to the Hon. Duncan Gillies, M.L.A., Premier of Victoria, by James Mansergh,  
Civil Engineer.  

Ordered to lie on the Table.

The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Bank Liabilities and Assets.—Amended Summary of Sworn Bank Returns for the Quarter  
ended 31st December, 1889.  
The Water Act 1890—  
The Millewa Irrigation and Water Supply Trust.—Constitution of Trust.  
The Millewa Irrigation and Water Supply Trust.—Regulations for Election of Com-  
missioners.  
The Millewa Irrigation and Water Supply Trust.—Scheme or Plan of Works.  
Yachaw Irrigation and Water Supply Trust.—Rating Regulation.

Severally ordered to lie on the Table.

The Honorable H. Cuthbert presented—  
Labour Statistics.—Return to an Order of the Legislative Council, dated 17th September inst.,  
for the number of working men engaged in agricultural, pastoral, mining, and manu-  
facturing pursuits; also skilled and unskilled labourers in building and construction;  
those employed in personal service, and for transport of goods and passengers by road, rail,  
or sea; the number connected with trades unions; and the estimated number now on strike.

Ordered to lie on the Table.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the 1st Order  
be postponed until after the consideration of the 4th Order on the paper for to-day.
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable H. Cuthbert, the following  
Order of the Day was read and discharged:—  
*Consolidating Acts Revision Bill—Adoption of Report.*
8. CONSOLIDATING ACTS REVISION BILL.—The Honorable H. Cuthbert moved, That this Bill be re-com-  
mitted to a Committee of the whole Council for re-consideration.  

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the  
Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee  
had agreed to the Bill with further amendments, the Council ordered the same to be taken into  
consideration to-morrow; Bill, as further amended, to be printed.

9. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable H. Cuthbert, the following Order of the Day was read and discharged:—

*Criminal Law Amendment Bill—Adoption of Report.*

10. CRIMINAL LAW AMENDMENT BILL.—The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clause 1 and the transposition of clauses 44 and 45.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clause 1 and the transposition of clauses 44 and 45 of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as further amended, to be printed.

11. REAL PROPERTY ACT 1890 AMENDMENT BILL.—The Order of the Day for the consideration of the Message of His Excellency the Governor, recommending amendments to be made in this Bill, having been read—

On the motion of the Honorable H. Cuthbert, the Council agreed to the said several amendments recommended by His Excellency the Governor in this Bill, and ordered a Message to be sent to the Legislative Assembly acquainting them therewith.

12. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the 'Melbourne Harbor Trust Act 1890' and for other purposes,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 18th September, 1890.

13. MELBOURNE HARBOR TRUST ACT 1890 AMENDMENT BILL.—The Honorable H. Cuthbert moved, That the Bill transmitted by the above Message, intituled "*An Act to amend the 'Melbourne Harbor Trust Act 1890' and for other purposes*" 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 September inst.

14. RAILWAYS STANDING COMMITTEE BILL.—The Honorable J. Bell moved, That this Bill be now read a second time.

Debate ensued.

The Honorable G. Young moved, That the debate be now adjourned.

Question—That the debate be now adjourned until to-morrow—put and resolved in the affirmative.

The Honorable H. Cuthbert moved, That this Order of the Day take precedence of all business to-morrow.

Question—put and resolved in the affirmative.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—

*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee.*

*Marriage Act 1890 Amendment Bill—To be further considered in Committee.*

*Law of Evidence Bill—To be further considered in Committee.*

The Council adjourned at three minutes past ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

## VICTORIA.

No. 27.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 24<sup>TH</sup> SEPTEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
The Marine Board Act.—Regulations.  
Ordered to lie on the Table.  
The Honorable J. Bell presented, pursuant to Act of Parliament—  
Rifle Clubs—Regulations for—Revised.  
Ordered to lie on the Table.
5. RAILWAYS STANDING COMMITTEE 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 resolved in the affirmative.—Bill read a second time.  
The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on 1st October next, again resolve itself into the said Committee. To take precedence of all other business on that day.
6. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Wednesday, 1st October next.  
Question—put and resolved in the affirmative.
7. LAW OF EVIDENCE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with amendments, the Council ordered the same to be taken into consideration on Wednesday, 1st October next; Bill, as amended, to be printed.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—  
*Mines Act 1890 Amendment Bill—Adjourned debate on second reading—until Thursday, 2nd October next.*  
*Consolidating Acts Revision Bill—Adoption of Report,*  
*Criminal Law Amendment Bill—Adoption of Report,*  
*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee, and*  
*Marriage Act 1890 Amendment Bill—To be further considered in Committee—until Wednesday, 1st October next.*

The Council adjourned at five minutes past ten o'clock until Wednesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

# MEMORANDUM FOR THE DIRECTOR

DATE: 10/15/54

TO: DIRECTOR, NATIONAL SECURITY AGENCY

FROM: SAC, NEW YORK (100-100000)

SUBJECT: [REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

## VICTORIA.

No. 28.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 1ST OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **STANDING ORDERS COMMITTEE.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That the Select Committee on the Standing Orders of the Council have leave to sit on days on which the Council does not meet.  
Question—put and resolved in the affirmative.

5. **CONTROVERSIES BETWEEN COUNCIL AND ASSEMBLY.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That all papers connected with the various controversies between the two Houses of the Legislature, in regard to Railway and other Bills, be collated, and issued in book form, for the use of Members, and that, pending the preparation of such book, copies of the Minutes of Proceedings of October 24, November 13th and 20th, 1877, be at once issued to Members.  
Question—put and resolved in the affirmative.

6. **SWEARING-IN OF MEMBER.**—The Honorable J. P. MacPherson being introduced, took and subscribed the Oath required by law, and delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, James Phillip MacPherson, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and twenty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Brunswick, and are known as part of portion 125 at Brunswick aforesaid, containing 26 acres 14 perches and 7-10ths of a perch; and part of portion 126 at Brunswick aforesaid, containing 21 acres 2 roods and 26 perches and 8-10ths of a perch.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Brunswick are rated in the rate-book of such district upon a yearly value of £220.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements or any part thereof for the purpose of enabling me to be returned a Member of the Legislative Council.

“JAMES P. MAC PHERSON.”

7. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable J. Bell, and the same was read, and is as follows:—

HOPETOUN,

Governor.

Message.

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

“An Act to amend the ‘Real Property Act 1890’ and for other purposes.”

Government Offices,  
Melbourne, 29th September, 1890.

Ordered to lie on the Table.

8. PAPERS.—The Honorable J. Bell presented, by command of His Excellency the Governor—  
 Statistical Register of the Colony of Victoria for the year 1889.—Part VI.—Law, Crime, &c.  
 Victorian Water Supply.—Fourth Annual General Report by the Secretary for Water Supply.  
 Land Act 1890.—Regulations.—Order in Council.  
 Land Act 1890.—Regulations.—Order in Council.  
 Land Act 1890.—Additional Regulation.—Order in Council.  
 Post Office and Telegraph Department—Report upon the affairs of the—for the year 1889.

Severally ordered to lie on the Table.

The Honorable J. Bell presented, pursuant to Act of Parliament—

Victorian Railways—Report of the Commissioners of the—for the year ending 30th June, 1890.  
 Defence Department.—Statement of Expenditure for financial year 1889–90.

Severally ordered to lie on the Table.

9. PROSPECTING VOTE, ALLOCATION OF.—The Honorable J. H. Connor moved, pursuant to notice, That in the opinion of this House the present system of allocating the Prospecting Vote is unsatisfactory, its distribution inequitable to outlying districts, and requires revision.

Debate ensued.

Motion, by leave, withdrawn.

10. MESSAGES FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Messages from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to provide for the creation of a Corporate Body of Trustees in which Property belonging to 'The Presbyterian Church of Victoria' may be vested and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

M. H. DAVIES,  
 Speaker.

Legislative Assembly,  
 Melbourne, 24th September, 1890.

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the 'Local Government Act 1890' and for other purposes,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
 Speaker.

Legislative Assembly,  
 Melbourne, 1st October, 1890.

11. MUNICIPAL OVERDRAFTS INDEMNITY BILL.—The Honorable J. Bell moved, That the Bill transmitted by the above Message, intituled "*An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the 'Local Government Act 1890' and for other purposes,*" be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 7th October inst.

12. RAILWAYS STANDING COMMITTEE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—

The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable W. A. Zeal 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 the Council will, to-morrow, again resolve itself into the said Committee.

13. RAILWAYS STANDING COMMITTEE BILL COMMITTEE.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That a Select Committee be appointed to consider the Constitutional Question involved in certain clauses of the Railways Standing Committee Bill, and that such Committee consist of the Honorables J. Service, N. FitzGerald, J. M. Davies, J. H. Abbott, S. W. Cooke, C. J. Ham, D. Melville, J. M. Pratt, N. Thoruley, and the Mover; five to form a quorum.

Question—put and resolved in the affirmative.

14. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable J. M. Davies, the following Order of the Day was read and discharged:—

*Law of Evidence Bill—Adoption of Report.*

15. LAW OF EVIDENCE BILL.—The Honorable J. M. Davies moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clauses 3, 5, 6, and 9.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clauses 3, 5, 6, and 9 of this Bill.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had agreed to the Bill with further amendments.

The Honorable J. M. Davies moved, That this Bill be re-committed to a Committee of the whole Council for further re-consideration.

Question—put and resolved in the affirmative.



And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration of this Bill. The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow; Bill, as further amended, to be printed.

16. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable H. Cuthbert, the following Order of the Day was read and discharged:—

*Consolidating Acts Revision Bill—Adoption of Report.*

17. CONSOLIDATING ACTS REVISION BILL.—The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable H. Cuthbert, read a third time and *passed*.

The Honorable H. Cuthbert moved, That the following be the title of the Bill:—

*“An Act to correct errors in the Consolidating Acts and for other purposes.”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

18. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable H. Cuthbert, the following Order of the Day was read and discharged:—

*Criminal Law Amendment Bill—Adoption of Report.*

19. CRIMINAL LAW AMENDMENT BILL.—The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The President resumed the Chair, and the Honorable F. Brown having reported that the Committee had agreed to the Bill without further amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable H. Cuthbert, read a third time and *passed*.

The Honorable H. Cuthbert moved, That the following be the title of the Bill:—

*“An Act to further amend the Criminal Law and for other purposes.”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.

20. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—

*Melbourne Harbor Trust Act 1890 Amendment Bill—To be read a second time—until Tuesday, 7th October inst.*

*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee,*

*Marriage Act 1890 Amendment Bill—To be further considered in Committee—until to-morrow.*

The Council adjourned at fifteen minutes to ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 29.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

THURSDAY, 2ND OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RAILWAYS STANDING COMMITTEE BILL COMMITTEE.—The Honorable Lieut.-Col. Sir F. T. Sargood brought up the Report from this Committee.  
Ordered to lie on the Table, and, together with the Proceedings of the Committee, to be printed and referred to the Committee of the whole on the Railways Standing Committee Bill.
5. PAPER.—The Honorable H. Cuthbert presented, pursuant to law—  
The Marine Board Act.—Regulations.  
Ordered to lie on the Table.

6. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend 'The Melbourne Hydraulic Power Company's Act 1887' and for other purposes,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 2nd October, 1890.

7. MELBOURNE HYDRAULIC POWER COMPANY'S ACT AMENDMENT BILL.—The Honorable W. A. Zeal moved, That a Message be sent to the Legislative Assembly requesting that they will be pleased to communicate to the Council copies of the Reports and Proceedings of the Select Committee of that House to which the Melbourne Hydraulic Power Company's Act Amendment Bill was referred during the present Session.

Question—put and resolved in the affirmative.

8. RAILWAYS STANDING COMMITTEE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—

The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable F. Brown 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 the Council will, on Tuesday next, again resolve itself into the said Committee.

9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to correct Errors in the Consolidating Acts and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 2nd October, 1890.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—

*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee,*

*Marriage Act 1890 Amendment Bill—To be further considered in Committee—until Tuesday, 7th October inst.*

*Mines Act 1890 Amendment Bill—Adjourned debate on second reading.*

*Law of Evidence Bill—Adoption of Report—until Wednesday, 8th October inst.*

The Council adjourned at six minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.



## VICTORIA.

No. 30.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 7TH OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable H. Cuthbert, and the same was read, and is as follows:—

HOPETOUN,

*Governor.**Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

“An Act to provide for the creation of a Corporate Body of Trustees in which Property belonging to ‘The Presbyterian Church of Victoria’ may be vested and for other purposes.”

“An Act to correct Errors in the Consolidating Acts and for other purposes.”

Government Offices,  
Melbourne, 6th October, 1890.

Ordered to lie on the Table.

5. PAPERS.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the year 1889.—Part III.—Interchange.  
Education.—Report of the Minister of Public Instruction for the year 1889–90.  
The Wattles Act 1890.—Regulations.—Order in Council.  
Severally ordered to lie on the Table.  
The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
Nagambie Waterworks Trust.—Additional Loan of £1,275.—Detailed Statement and Report.  
The Water Act 1890—  
The Myall Irrigation and Water Supply Trust.—Loan.  
The Bacchus Marsh Irrigation and Water Supply Trust.—Loan.  
The Rodney Irrigation and Water Supply Trust.—Construction of an Accommodation Offtake.  
Severally ordered to lie on the Table.
6. ADJOURNMENT.—The Honorable W. McCulloch having stated his desire to move, That the House do now adjourn, the following Members, viz., the Honorables Dr. LeFevre, W. I. Winter-Irving, G. Simmie, J. A. Wallace, W. A. Zeal, G. Davis, and J. Buchanan, rose in their places and required the motion to be proposed.  
The Honorable W. McCulloch having stated that he proposed to speak on the practice of Building Societies in purchasing land for speculative purposes, then moved, That the Council do now adjourn.  
Debate ensued.  
Question—put and negatived.

7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works,” with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 2nd October, 1890.

8. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Honorable H. Cuthbert moved, That the Bill transmitted by the above Message, intituled “*An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works,*” 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, 14th October inst.

9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 2nd October, 1890.

M. H. DAVIES,  
Speaker.

10. SUBURBAN TRAMWAYS COMPANY BILL.—The Honorable J. M. Davies moved, That a Message be transmitted to the Legislative Assembly requesting that they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee of that House to which the Suburban Tramways Company Bill was referred during the present Session.

Question—put and resolved in the affirmative.

11. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Evidence of the Select Committee of the Legislative Assembly on the Bill intituled “*An Act to amend ‘The Melbourne Hydraulic Power Company’s Act 1887’ and for other purposes,*” in accordance with the request of the Legislative Council.

Legislative Assembly,  
Melbourne, 2nd October, 1890.

M. H. DAVIES,  
Speaker.

12. MELBOURNE HYDRAULIC POWER COMPANY’S ACT AMENDMENT BILL.—The Honorable W. A. Zeal having produced a receipt that the sum of £20 had been paid into the hands of the Treasurer of the Colony, moved, That the Bill intituled “*An Act to amend ‘The Melbourne Hydraulic Power Company’s Act 1887’ and for other purposes’*” be now read a first time.

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

13. RAILWAYS STANDING COMMITTEE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—

The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill without amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable J. Bell, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. Bell, read a third time and *passed*.

The Honorable J. Bell moved, That the following be the title of the Bill:—

“*An Act to provide for the Appointment of a Parliamentary Standing Committee on Railway Works and for other purposes.*”

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

14. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Evidence of the Select Committee of the Legislative Assembly on the Bill intituled “*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes,*” in accordance with the request of the Legislative Council.

Legislative Assembly,  
Melbourne, 7th October, 1890.

M. H. DAVIES,  
Speaker.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—

*Municipal Overdrafts Indemnity Bill—To be read a second time.*

*Melbourne Harbor Trust Act 1890 Amendment Bill—To be read a second time.*

*Trade Marks Act 1890 Amendment Bill—To be further considered in Committee.*

*Marriage Act 1890 Amendment Bill—To be further considered in Committee.*

The Council adjourned at sixteen minutes to eleven o’clock until to-morrow, at half-past four o’clock.

JOHN BARKER,  
Clerk of the Legislative Council.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 8TH OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. SUBURBAN TRAMWAYS COMPANY BILL.—The Honorable J. M. Davies, having produced a receipt that the sum of £20 had been paid into the hands of the Treasurer of the Colony, moved, That the Bill intituled “*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes*” be now read a first time.  
Question—put and resolved in the affirmative.
5. BILLS AMENDING CONSOLIDATING ACTS.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to amended notice, That in view of the recent consolidation of the Victorian Statutes, and of the importance of devising a plan by which such consolidation shall be systematically continued, the Standing Orders Committee be instructed to report as to the desirability of this House requesting the Legislative Assembly to concur in passing a Joint Standing Order authorizing a suitable plan.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. PAPER.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—  
The Water Act 1890.—Pumping Leases, Licences, &c.—Regulations.  
Ordered to lie on the Table.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of Order No. 1 be postponed until after the consideration of the 2nd Order on the Paper for to-day.
8. LAW OF EVIDENCE BILL.—On the motion of the Honorable J. M. Davies, the Council adopted the Report from the Committee of the whole on this Bill.  
The President 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 the Honorable J. M. Davies, read a third time and passed.  
The Honorable J. M. Davies moved, That the following be the title of the Bill :—  
“*An Act to amend the Law of Evidence.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.
9. MINES ACT 1890 AMENDMENT 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—put and resolved in the affirmative.—Bill read a second time.  
The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable A. Wynne, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 15th October inst., again resolve itself into the said Committee.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That Orders of the Day 3, 4, and 5 be postponed until after the consideration of the 6th Order for to-day.
11. **MELBOURNE HARBOR TRUST ACT 1890 AMENDMENT BILL.**—The Honorable J. Bell moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday next, again resolve itself into the said Committee.
12. **TRADE MARKS ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with amendments, the Council ordered the same to be taken into consideration Tuesday, 14th October inst.; Bill, as amended, to be printed.
13. **MARRIAGE ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with an amendment, the Council ordered the same to be taken into consideration Tuesday, 14th October inst.; Bill, as amended, to be printed.
14. **MUNICIPAL OVERDRAFTS INDEMNITY BILL.**—The Honorable J. Bell moved, That this Bill be now read a second time.  
 Debate ensued.  
 The Honorable J. M. Pratt moved, That the debate be adjourned.  
 Question—That the debate be adjourned until Tuesday, 14th October inst.—put and resolved in the affirmative.
15. **ADJOURNMENT.**—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 14th October inst.  
 Question—put and resolved in the affirmative.
- The Council adjourned at twenty-five minutes past nine o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



VICTORIA.

No. 32.

Minutes of the Proceedings

OF THE

LEGISLATIVE COUNCIL.

TUESDAY, 14TH OCTOBER, 1890.

- 1. The Council met in accordance with adjournment.
- 2. The President took the Chair.
- 3. The President read the Prayer.
- 4. SUBSTITUTED DECLARATION OF MEMBER.—The Honorable D. Coutts delivered to the Clerk the following declaration, viz. :—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, DAVID COUTTS, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Korong and East Loddon, and are known as the Salisbury Estate, municipal district of Korong, and the Elmswood Estate, in the municipal district of East Loddon.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Korong are rated in the rate-book of such district upon a yearly value of £500, and that such of the said lands or tenements as are situate in the municipal district of East Loddon are rated in the rate-book of such district upon a yearly value of £523.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“DAVID COUTTS.”

- 5. PETITION.—The Honorable J. S. Butters presented a Petition from certain residents of Nagambie, Seymour, and Waranga districts, praying the Council would take into immediate consideration the justice of demanding that certain bridges contemplated to be erected over the Goulburn River should be drawbridges, and thereby serve the purposes designed in spending the money to make the Goulburn River navigable, and in justice to the residents, who are greatly interested in the development of the products of the district.

Petition read, and ordered to lie on the Table.

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

HOPETOUN,

Governor.

Message.

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz. :—

“An Act to provide for the Appointment of a Parliamentary Standing Committee on Railway Works and for other purposes.”

Government Offices,  
Melbourne, 9th October, 1890.

Ordered to lie on the Table.

7. MELBOURNE PROVINCE ELECTION SUMMONS.—The President having announced that a summons had been served on the Clerk of the Council requiring him to attend, on the 21st October instant, at the Court of Petty Sessions, Melbourne, then and there to testify what he shall know touching a certain information laid against Thomas Howie in a case of personating an elector for the purpose of voting at an election, and to bring and produce to the Court at the hearing of such case the Writ of 19th August, 1890, for the election of one member to serve in the Legislative Council for the Melbourne Province; the nomination papers; the declarations by candidates; the appointment of substitute returning-officer and declaration made by him; the appointment of John Thomas Copeman Whitehead as deputy returning-officer at Railway Division (A to K) and declaration made by him; the appointment of poll clerk at Railway Division (A to K) and declaration made by him; the certified copy of rolls used at Railway Division (A to K); the appointment of scrutineers at Railway Division (A to K); the declarations of scrutineers at Railway Division (A to K); the book (if any) signed by Robert Howie at said Railway Division (A to K); ballot-papers at Railway Division (A to K), including the ballot-paper of Robert Howie set aside for separate custody; and all other books, rolls, and papers relating to the said election.

The Honorable H. Cuthbert moved, by leave, That the Clerk, or some other officer of the Council, have leave to attend at the Court of Petty Sessions, Melbourne, and produce such of the documents set forth in the said summons as are in the custody of the said Clerk.

Question—put and resolved in the affirmative.

8. PRINCE'S BRIDGE—IMPROVEMENTS NEAR.—The Honorable G. Coppin moved, by leave, That the Select Committee on Improvements near Prince's Bridge have leave to move from place to place.

Question—put and resolved in the affirmative.

9. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Honorable H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, to-morrow, again resolve itself into the said Committee.

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

*Melbourne Harbor Trust Act 1890 Amendment Bill—To be further considered in Committee.*

*Trade Marks Act 1890 Amendment Bill—Adoption of Report.*

*Marriage Act 1890 Amendment Bill—Adoption of Report.*

*Municipal Overdrafts Indemnity Bill—Adjourned debate on second reading.*

The Council adjourned at three minutes to ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

## VICTORIA.

No. 33.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 15TH OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MELBOURNE HYDRAULIC POWER COMPANY'S ACT 1887 AMENDMENT BILL.—The Honorable J. Service moved, pursuant to notice given by the Honorable W. A. Zeal, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. Service moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Service, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 22nd October inst., again resolve itself into the said Committee.
5. SUBURBAN TRAMWAYS COMPANY BILL.—The Honorable J. M. Davies moved, pursuant to notice, That Standing Order No. 17 (Private Bills) be suspended.  
Question—put and resolved in the affirmative.  
The Honorable J. M. Davies 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.  
The Honorable J. M. Davies moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 22nd October inst., again resolve itself into the said Committee.
6. RAILWAYS STANDING COMMITTEE.—The Honorable J. Bell moved, pursuant to *amended* notice, That the following Members be appointed Members of the Parliamentary Standing Committee on Railways, viz. :—The Honorables Lieut.-Col. Sir F. T. Sargood, G. Young, H. Gore, N. Thornley, and S. Fraser.  
Debate ensued.  
The Honorable H. Cuthbert moved, That the debate be now adjourned.  
Debate continued.  
Question—That the debate be now adjourned until later this day—put and resolved in the affirmative.

The debate on the above question resumed.

The Honorable G. Young having expressed his desire that his name should be withdrawn, The Honorable J. Bell moved, That the Honorable W. A. Zeal be added to the Committee.

Question—put and resolved in the affirmative.

Question—That the following Members be appointed Members of the Parliamentary Standing Committee on Railways, viz.:—The Honorables Lieut.-Col. Sir F. T. Sargood, W. A. Zeal, H. Gore, N. Thornley, and S. Fraser—put and resolved in the affirmative.

7. PAPER.—The Honorable H. Cuthbert presented, pursuant to Act of Parliament—

The Water Act 1890—Proposed Eastern Goulburn Irrigation and Water Supply Trust—Statements under section 168 of.

Ordered to lie on the Table.

8. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Tuesday, 21st October inst., again resolve itself into the said Committee.

9. MARRIAGE ACT 1890 AMENDMENT BILL.—On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill, and ordered the Bill to be read a third time Tuesday, 21st October inst.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under:—

*Mines Act 1890 Amendment Bill—To be further considered in Committee—until Wednesday, 22nd October inst.*

*Melbourne Harbor Trust Act 1890 Amendment Bill—To be further considered in Committee, Trade Marks Act 1890 Amendment Bill—Adoption of Report, and*

*Municipal Overdrafts Indemnity Bill—Adjourned debate on second reading—until Tuesday, 21st October inst.*

11. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 21st October inst.

Question—put and resolved in the affirmative.

The Council adjourned at five minutes past ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

No. 34.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 21<sup>ST</sup> OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **DECLARATION OF MEMBER.**—The Honorable W. H. Roberts delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, William Henry Roberts, in the colony of Victoria, solicitor, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment, and further, that such lands or tenements are situated in the municipal districts of Williamstown and Melbourne, and are known as Tudor House, Electra-street, Williamstown, and Nos. 467 and 469 Chancery-lane, Melbourne.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Williamstown and the city of Melbourne, in the colony of Victoria, are rated in the rate-book of such district upon a yearly value of £480 and £125 respectively, and that such of the lands or tenements as are situate in the municipal district of Melbourne and Williamstown are rated in the rate-book of such districts upon a yearly value of £480 as regard the Melbourne property, and £125 as regards the Williamstown property.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements or any part thereof for the purpose of enabling me to be returned a Member of the Legislative Council.

“WM. H. ROBERTS.”

5. **PAPERS.**—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the year 1889.—Part VII.—Vital Statistics, &c.  
Board of Public Health.—Report on the Sanitary Condition and Sanitary Administration of Melbourne and Suburbs, by D. Astley Gresswell, M.A., M.D.

Severally ordered to lie on the Table.

The Honorable H. Cuthbert presented, pursuant to law—

Savings Banks.—Statements and Returns for the year ended 30th June, 1890.

Administration and Probate Act 1890.—Rules.

Licensing Act 1890.—Rules and Regulations.

The Water Act 1890.—The Cohuna Irrigation and Water Supply Trust.—Rate.

Constitution Statute.—Statement of Expenditure under Schedule D to Act 18 and 19 Vict., cap. 55, during the year 1889–90.

Customs Act 1890.—Drawback Regulations.

Severally ordered to lie on the Table.

6. **PRINCE'S BRIDGE—IMPROVEMENTS NEAR.**—The Honorable G. Coppin, Chairman, brought up the Report from the Committee.  
Report read, and, together with the Proceedings of the Committee and Minutes of Evidence, ordered to lie on the Table and to be printed.

7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply out of the Consolidated Revenue the Sum of One million one hundred and eighty-nine thousand seven hundred and seventy-three pounds to the service of the Year One thousand eight hundred and ninety and ninety-one,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 21st October, 1890.

M. H. DAVIES,  
Speaker.

8. CONSOLIDATED REVENUE BILL (No. 2).—The Honorable H. Cuthbert moved, That the Bill transmitted by the above Message, intituled "*An Act to apply out of the Consolidated Revenue the Sum of One million one hundred and eighty-nine thousand seven hundred and seventy-three pounds to the service of the Year One thousand eight hundred and ninety and ninety-one,*" 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.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed as under :—
- Melbourne Harbor Trust Act 1890 Amendment Bill—To be further considered in Committee—until Tuesday, 28th October inst.*
- Melbourne and Metropolitan Board of Works Bill—To be further considered in Committee—until after the consideration of the 5th Order on the Paper for to-day.*
10. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable J. Balfour, the following Order of the Day was read and discharged :—
- Trade Marks Act 1890 Amendment Bill—Adoption of Report.*
11. TRADE MARKS ACT 1890 AMENDMENT BILL.—The Honorable J. Balfour moved, That this Bill be re-committed to a Committee of the whole Council for the consideration of a new clause.
- Question—put and resolved in the affirmative.
- And, on the further motion of the Honorable J. Balfour, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of a new clause in this Bill. The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had agreed to the Bill with a further amendment, the Council ordered the Report to be taken into consideration this day.
- On the motion of the Honorable J. Balfour, the Council adopted the Report from the Committee of the whole on this Bill.
- The President 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 the Honorable J. Balfour, read a third time and *passed*.
- The Honorable J. Balfour moved, That the following be the title of the Bill :—
- "An Act to consolidate and amend the Law relating to the Registration of Trade Marks."*
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.
12. MARRIAGE ACT 1890 AMENDMENT BILL.—The President 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 the Honorable J. Balfour, read a third time and *passed*.
- The Honorable J. Balfour moved, That the following be the title of the Bill :—
- "An Act to amend the Law relating to Marriage."*
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with an amendment, and requesting their concurrence therein.
13. MUNICIPAL OVERDRAFTS INDEMNITY 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 Honorable J. Service moved, That the debate be now adjourned.
- Question—That the debate be adjourned until Tuesday, 28th October inst.—put and resolved in the affirmative.
14. CONSOLIDATED REVENUE BILL (No. 2).—The Honorable H. Cuthbert moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative.—Bill read a second time.
- The Honorable H. Cuthbert moved, That this Bill be now committed to a Committee of the whole Council.
- Question—put and resolved in the affirmative.
- And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.
- The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable H. Cuthbert, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable H. Cuthbert, read a third time and *passed*.

The Honorable H. Cuthbert moved, That the following be the title of the Bill:—

*“An Act to apply out of the Consolidated Revenue the Sum of One million one hundred and eighty-nine thousand seven hundred and seventy-three pounds to the service of the Year One thousand eight hundred and ninety and ninety-one.”*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

15. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, to-morrow, again resolve itself into the said Committee.

The Council adjourned at ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*





## VICTORIA.

No. 35.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 22ND OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The Honorable H. Cuthbert presented, by command of His Excellency the Governor—  
New Zealand and South Seas Exhibition, 1889–90—Report of the Royal Commission for Victoria  
at the—  
Ordered to lie on the Table.
5. GOULBURN RIVER NAVIGATION.—The Honorable J. S. Butters moved, by leave, That the Petition  
presented by him on the 14th inst., from certain residents of Nagambie, Seymour, and Waranga  
districts, be printed.  
Question—put and resolved in the affirmative.
6. MELBOURNE HYDRAULIC POWER COMPANY'S ACT 1887 AMENDMENT BILL.—The Order of the Day  
for the further consideration of this Bill in Committee of the whole Council having been read—  
The President left the Chair, and the Council resolved itself into a Committee of the whole for the  
further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had  
agreed to the Bill without amendment.
7. SUSPENSION OF STANDING ORDER.—The Honorable W. A. Zeal moved, by leave, That Standing  
Order No. 15, relating to Private Bills passing through more than one stage on one and the same  
day, be suspended.  
Question—put and resolved in the affirmative.
8. MELBOURNE HYDRAULIC POWER COMPANY'S ACT 1887 AMENDMENT BILL.—On the motion of the  
Honorable W. A. Zeal, the Council adopted the Report from the Committee of the whole on this  
Bill.  
The President 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 the Honorable W. A. Zeal,  
read a third time and *passed*.  
The Honorable W. A. Zeal moved, That the following be the title of the Bill :—  
“*An Act to amend ‘The Melbourne Hydraulic Power Company's Act 1887’ and for other  
purposes.*”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the  
Council have agreed to the Bill without amendment.
9. SUBURBAN TRAMWAYS COMPANY BILL.—The Order of the Day for the further consideration of this  
Bill in Committee of the whole Council having been read—The President left the Chair, and the  
Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee  
had agreed to the Bill with amendments, the Council ordered the Report to be taken into considera-  
tion Wednesday, 29th October inst.

10. MINES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 the Council will, on Wednesday, 29th October inst., again resolve itself into the said Committee.
11. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the following Order of the Day be postponed until Tuesday, 28th October inst.:—  
*Melbourne and Metropolitan Board of Works Bill—To be further considered in Committee.*
12. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 28th October inst.  
Question—put and resolved in the affirmative.
- The Council adjourned at ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

VICTORIA.

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No. 36.

# Minutes of the Proceedings

OF THE

# LEGISLATIVE COUNCIL.

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TUESDAY, 28<sup>TH</sup> OCTOBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. ADJOURNMENT.—The Honorable H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Wednesday, 5th November next.  
Question—put and resolved in the affirmative.

The Council adjourned at nineteen minutes to five o'clock until Wednesday, 5th November next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 37.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 5TH NOVEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MELBOURNE PROVINCE ELECTION—SUBPŒNA.—The President having announced that a subpœna had been served on the Clerk of the Council requiring him to appear at the sittings of the Supreme Court for the hearing of Criminal Trials, to be holden at Melbourne on Monday, 17th November inst., there to testify the truth and give evidence on the part of the Queen touching a certain presentment to be preferred against Thomas Tregglaban for personating a voter, and to produce a Writ dated 19th August, 1890, for the election of one Member to serve in the Legislative Council for the Melbourne Province; also all nomination papers; all declarations by candidates; appointment of substitute returning-officer, and declaration made by him; appointment of John Thomas Copeman Whitehead as deputy returning-officer at Railway Division (A to K), and declaration made by him; appointment of poll-clerk at Railway Division (A to K), and declaration made by him; certified copy of Rolls used at Railway Division (A to K); appointment of scrutineers at Railway Division (A to K); the book (if any) signed by Robert Howie at the said Railway Division (A to K); ballot-papers at Railway Division (A to K), including the ballot-paper of Robert Howie set aside for separate custody; and all other books, rolls, and papers relating to the said election.  
The Honorable S. Fraser moved, by leave, That the Clerk, or some other officer of the Council, have leave to attend at the Supreme Court, Melbourne, and produce such of the documents set forth in the said subpœna as are in the custody of the said Clerk.  
Question—put and resolved in the affirmative.
5. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the Law of Evidence*," with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Speaker.  
Legislative Assembly,  
Melbourne, 28th October, 1890.
6. LAW OF EVIDENCE AMENDMENT BILL (2).—The Honorable D. Melville moved, That the Bill transmitted by the above Message, intituled "*An Act to amend the Law of Evidence*," be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd December next.

7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the Conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 28th October, 1890.

8. DEBENTURES CONVERSION BILL.—The Honorable S. Fraser moved, That the Bill transmitted by the above Message, intituled "*An Act to provide for the Conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd December next.

9. ADJOURNMENT.—The Honorable S. Fraser moved, by leave, That the House, at its rising, adjourn until Tuesday, 2nd December next.  
Question—put and resolved in the affirmative.

10. RAILWAYS STANDING COMMITTEE.—The Honorable S. Fraser moved, by leave, That the Honorables James Buchanan and George Young be appointed Members of the Parliamentary Standing Committee on Railways, in lieu of the Honorables Lieut.-Col. Sir F. T. Sargood and S. Fraser, who have become Responsible Ministers of the Crown.  
Question—put and resolved in the affirmative.

The Council adjourned at half-past five o'clock until Tuesday, 2nd December next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

## VICTORIA.

No. 38.

*Minutes of the Proceedings*

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 2ND DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **ISSUE OF AND RETURN TO WRIT.**—The President announced that since the adjournment of the Council he had issued a Writ for the election of two Members to serve for the South Yarra Province in the place of the Hon. Lieut.-Col. Sir F. T. Sargood and the Hon. J. M. Davies, who had severally accepted offices of profit under the Crown, and that by the Return endorsed on the said Writ it appeared that Sir Frederick Thomas Sargood, K.C.M.G., and John Mark Davies had been duly elected in pursuance thereof.

5. **SWEARING-IN OF MEMBERS.**—The Honorables Lieut.-Col. Sir F. T. Sargood and J. M. Davies, being severally introduced, took and subscribed the oath required by law, and severally delivered to the Clerk the declaration required by the 37th clause of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, Sir FREDERICK THOMAS SARGOOD, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand one hundred and thirty-two pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Caulfield, and are known as ‘Rippon Lea’—

“Forty-six acres of land, with dwelling-house thereon.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of such district upon a yearly value of £2,132.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“F. T. SARGOOD.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOHN MARK DAVIES, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Five hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as ‘Valentines,’ and are situated on the Kooyong-road, and are part of Crown portion twenty-seven, parish of Prahran, and contain three acres three roods and a few perches.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Eight hundred pounds.

“And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.

“JNO. M. DAVIES.”

6. **STANDING ORDERS COMMITTEE.**—The Honorable C. J. Ham moved, by leave, That the Honorables Lieut.-Col. Sir F. T. Sargood and J. M. Davies be appointed Members of the Standing Orders Committee.

Question—put and resolved in the affirmative.

7. **PRINTING COMMITTEE.**—The Honorable C. J. Ham moved, by leave, That the Honorable J. M. Davies be appointed a Member of the Printing Committee.

Question—put and resolved in the affirmative.

8. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable Lieut.-Col. Sir F. T. Sargood, and the same was read and is as follows:—

HOPETOUN,

*Governor,*

*Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

“*An Act to apply out of the Consolidated Revenue the Sum of One million one hundred and eighty-nine thousand seven hundred and seventy-three pounds to the service of the Year One thousand eight hundred and ninety and ninety-one.*”

“*An Act to amend ‘The Melbourne Hydraulic Power Company’s Act 1887’ and for other purposes.*”

Government Offices,

Melbourne, 24th October, 1890.

Ordered to lie on the Table.

9. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable Lieut.-Col. Sir F. T. Sargood, and the same was read and is as follows:—

HOPETOUN,

*Governor.*

*Message.*

In accordance with section 5 of *The (Victorian) Federal Council Act 1885*, the Governor notifies to the Legislative Council that under the provisions of section 3 (second paragraph) of the said Act—

The Honorable Duncan Gillies, M.P., and

The Honorable Alfred Deakin, M.P.,

ceased to hold office as Representatives of the Colony of Victoria in the Federal Council of Australasia, on vacating office as Ministers of the Crown on the 5th November, 1890; and that, on the 25th November, 1890, the Governor, with the advice of the Executive Council, was pleased to appoint

The Honorable James Munro, M.P., Premier and Treasurer, and

The Honorable William Shiels, M.P., Attorney-General and Minister of Railways,

to be Representatives of the Colony of Victoria in the Federal Council of Australasia.

Government Offices,

Melbourne, 27th November, 1890.

Ordered to lie on the Table.

10. **PAPERS.**—The Honorable Lieut.-Col. Sir F. T. Sargood presented, by command of His Excellency the Governor—

Proposed Coining of Silver at the Melbourne Branch of the Royal Mint.—Correspondence.

Charitable Institutions—First Progress Report of the Royal Commission on—

Public Service Board.—Report.

Mining Managers’ Certificate Board—Report of the—as to the expediency of requiring Mining Managers to hold Certificates before taking charge of Mines; together with Minutes of Evidence, &c., &c.

Australasian Statistics for the Year 1889, with a Report by the Government Statist of Victoria.

Statistical Register of the Colony of Victoria for the Year 1889.—Part VIII.—Production.

Aborigines—Twenty-sixth Report of the Board for the Protection of the—in the Colony of Victoria.

The Observatory—Twenty-fifth Report of the Board of Visitors of—together with the Annual Report of the Government Astronomer.

Severally ordered to lie on the Table.

The Honorable Lieut.-Col. Sir F. T. Sargood presented—

Parliamentary Standing Committee on Railways—Copy of *Government Gazette* notifying

Appointment of Members to serve on the—

Ordered to lie on the Table.

The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—

Yan Yean Water Supply.—Statement of Receipts and Expenditure from 1st July, 1889, to 30th June, 1890, and Balance-sheet to 30th June, 1890.

Land Act, No. 812, and Railway Loans Acts, Nos. 989 and 1032—Estimate of Expenditure which the Railways Commissioners propose to incur during the year ending 30th June, 1891 under—

Education Act.—Appendices to Report of the Minister of Public Instruction for the year 1889–90.

Education Act 1890.—Regulations.

Bank Liabilities and Assets.—Summary of Sworn Returns for the Quarter ended 30th September, 1890.



Foreign Post Cards—Reduction in Rates on.—Charges on Foreign Letters insufficiently prepaid.—Order in Council.

Foreign Letters—Reduction of Postage Rates on.—Order in Council.

Marine Board of Victoria.—Statement of Pilotage Receipts and Disbursements for the period 1st December, 1888, to 31st December, 1889; together with the Audit Commissioners' certificate thereon.

Forests—Report of the Conservator of— for the year ending 30th June, 1890.

Severally ordered to lie on the Table.

The Honorable J. M. Davies presented, pursuant to Act of Parliament—

Patents Act 1890.—Rules.

Supreme Court Act 1890.—Rules of Court.

Severally ordered to lie on the Table.

The Honorable Lieut.-Col. Sir F. T. Sargood presented—

Railway Earnings—Return to an Order of the Legislative Council, dated 17th September last, for a Return showing the gross and nett earnings up to the 30th June last of each of the lines of railways opened during the past two years which have been constructed under the authority of *The Railway Construction Act*, No. 821.

Ordered to lie on the Table.

11. DEBENTURES CONVERSION BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable N. Thornley 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 the Council will, to-morrow, again resolve itself into the said Committee.

12. MUNICIPAL OVERDRAFTS INDEMNITY 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 resolved in the affirmative.—Bill read a second time.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable N. Thornley having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—

*“ An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the ‘ Local Government Act 1890 ’ and for other purposes.”*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

*Melbourne Harbor Trust Act 1890 Amendment Bill—To be further considered in Committee.*

*Melbourne and Metropolitan Board of Works Bill—To be further considered in Committee.*

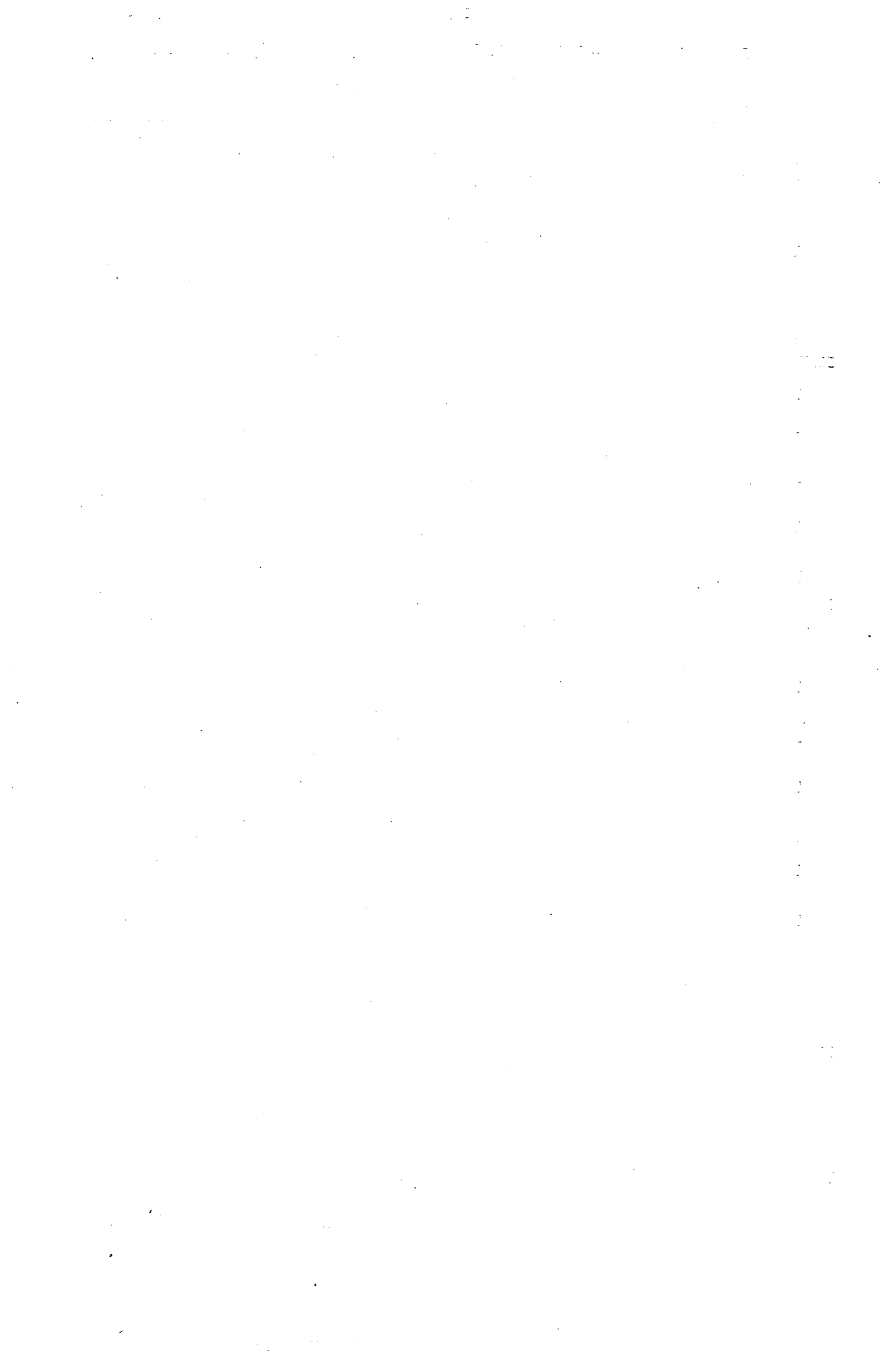
*Law of Evidence Amendment Bill (2)—To be read a second time.*

*Suburban Tramways Company Bill—Adoption of Report.*

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

The Council adjourned at ten minutes past ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.



No. 39.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 3RD DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. ORBOST TO BENDOC AND COOMA TO BENDOC RAILWAY.—The Honorable C. Sargeant moved, pursuant to notice, That in the opinion of the Council the surveyed line of railway from Orbost to Bendoc, to junction with the line from Cooma, New South Wales, to the same point, should be referred by the Honorable the Minister of Railways to the Parliamentary Standing Committee on Railways for consideration and report.  
The Honorable J. Service moved, That the debate be adjourned until Tuesday, 9th December inst.  
Question—That the debate be adjourned until Tuesday, 9th December inst.—put and resolved in the affirmative.
5. FIRE-PLUGS—POSITION OF.—The Honorable Dr. Le Fevre moved, pursuant to notice, That, in the opinion of the Council, it is highly desirable, in the interests of public health, that all fire-plugs should be removed from street channels and other places where sewage is liable to enter, and which must cause dangerous contamination of our water supply.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. STANDING ORDERS COMMITTEE.—The Honorable J. M. Davies moved, pursuant to notice, That the Sessional Order appointing the Standing Orders Committee be read, and so much thereof as requires that five Members do form a quorum be rescinded, and that henceforth three Members do form a quorum.  
Order read.  
Question—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of Orders 1, 2, and 3 be postponed until after the consideration of Orders 4, 5, and 6 on the Paper for to-day.
8. LAW OF EVIDENCE AMENDMENT BILL (2).—The Honorable J. Service moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. Service moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Service, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The President resumed the Chair; and the Honorable J. Balfour having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.  
On the motion of the Honorable J. Service, the Council adopted the Report from the Committee of the whole on this Bill, and ordered the Bill to be read a third time to-morrow.

9. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable J. M. Davies, the following Order of the Day was read and discharged :—

*Suburban Tramways Company Bill—Adoption of Report.*

10. SUBURBAN TRAMWAYS COMPANY BILL.—The Honorable J. M. Davies moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The President resumed the Chair, and the Honorable J. Balfour having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow ; Bill, as further amended, to be printed.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

*Debentures Conversion Bill—To be further considered in Committee.*

*Melbourne Harbor Trust Act 1890 Amendment Bill—To be further considered in Committee.*

*Melbourne and Metropolitan Board of Works Bill—To be further considered in Committee.*

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

The Council adjourned at half-past ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

## VICTORIA.

No. 40.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

THURSDAY, 4TH DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. ABSENCE OF THE PRESIDENT.—The Clerk having informed the Council that, owing to indisposition, the President was unavoidably absent—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, and in accordance with the provisions of *The Constitution Act Amendment Act 1890*, the Council chose the Honorable Henry Cuthbert to fill, temporarily, the office and perform all the duties of the President during his absence.
3. The Acting-President took the Chair.
4. The Acting-President read the Prayer.
5. PAPER.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, by command of His Excellency the Governor—  
Charitable Institutions.—Report of Inspector of—for the year ended 30th June, 1890.  
Ordered to lie on the Table.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the several Orders, Government Business, on the Paper for to-day be postponed until after the consideration of the 2nd Order, General Business, on the Paper for to-day.
7. LAW OF EVIDENCE AMENDMENT BILL (2).—The Acting-President 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 the Honorable J. M. Davies, read a third time and *passed*.  
The Honorable J. M. Davies moved, That the following be the title of the Bill :—  
“*An Act to amend the Law of Evidence.*”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.
8. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable J. M. Davies, the following Order of the Day was read and discharged :—  
*Suburban Tramways Company Bill—Adoption of Report.*
9. SUBURBAN TRAMWAYS COMPANY BILL.—The Honorable J. M. Davies moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clause 1.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. M. Davies, the Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clause 1 of this Bill. The Acting-President resumed the Chair; and the Honorable N. Thornley having reported that the Committee had agreed to the Bill without further amendment, the Council ordered the same to be taken into consideration this day.  
On the motion of the Honorable J. M. Davies, the Council adopted the Report from the Committee of the whole on this Bill.  
The Acting-President 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 the Honorable J. M. Davies, read a third time and *passed*.  
The Honorable J. M. Davies moved, That the following be the title of the Bill :—  
“*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of Orders Nos. 1 and 2, Government Business, be postponed until after the consideration of the 3rd Order, Government Business, on the Paper for to-day.
11. **MELBOURNE HARBOR TRUST ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Acting-President resumed the Chair, and the Honorable J. Bell reported that the Committee had agreed to the Bill with amendments.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clauses 7 and 8.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clauses 7 and 8 of this Bill.  
The Acting-President resumed the Chair; and the Honorable J. Bell having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration Tuesday, 9th December inst.; Bill, as further amended, to be printed.
12. **MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Acting-President resumed the Chair; and the Honorable J. Bell 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 the Council will, on Tuesday, 9th December inst., again resolve itself into the said Committee.
13. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The Acting-President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to establish Councils of Conciliation,*" with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Speaker.  
Legislative Assembly,  
Melbourne, 3rd December, 1890.
14. **COUNCILS OF CONCILIATION BILL.**—The Honorable J. Service moved, That the Bill transmitted by the above Message, intituled "*An Act to establish Councils of Conciliation,*" 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 Wednesday, 10th December inst.
15. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The Acting-President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to give Contractors a Lien on Land,*" with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Speaker.  
Legislative Assembly,  
Melbourne, 3rd December, 1890.
16. **CONTRACTORS' LIEN BILL.**—The Honorable J. Service moved, That the Bill transmitted by the above Message, intituled "*An Act to give Contractors a Lien on Land,*" 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 Wednesday, 10th December inst.
17. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until Tuesday, 9th December inst. :—  
*Debentures Conversion Bill—To be further considered in Committee.*  
*Mines Act 1890 Amendment Bill—To be further considered in Committee.*  
The Council adjourned at ten minutes to ten o'clock until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

## VICTORIA.

No. 41.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 9TH DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. ABSENCE OF THE PRESIDENT.—The Clerk having informed the Council that, owing to indisposition, the President was unavoidably absent—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, and in accordance with the provisions of *The Constitution Act Amendment Act 1890*, the Council chose the Honorable Jas. Service to fill, temporarily, the office and perform all the duties of the President during his absence.
3. The Acting-President took the Chair.
4. The Acting-President read the Prayer.
5. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by the Honorable Lieut.-Col. Sir F. T. Sargood, and the same were read and are as follow:—

HOPETOON,

*Governor.**Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

*“An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the ‘Local Government Act 1890’ and for other purposes.”*

Government Offices,

Melbourne, 8th December, 1890.

Ordered to lie on the Table.

HOPETOON,

*Governor.**Message.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Act of the present Session, presented to him by the Clerk of the Parliaments, viz.:—

*“An Act to amend the Law of Evidence.”*

Government Offices,

Melbourne, 9th December, 1890.

Ordered to lie on the Table.

6. PAPERS.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, by command of His Excellency the Governor—

Paris International Exhibition, 1889—Report of the Royal Commission for Victoria at the—  
British New Guinea.—Annual Report of Her Majesty’s Administrator of the Government,  
from 1st July, 1889, to 30th June, 1890; with Appendices and Maps.

Local Government Act 1890—Regulations under.—Order in Council.

Severally ordered to lie on the Table.

The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—

Exhibition Trustees.—Report of Proceedings and Statement of Income and Expenditure for  
the year ended 30th June, 1890.

Ordered to lie on the Table.

7. **VOTE OF THANKS TO HIS HONOR CHIEF JUSTICE HIGINBOTHAM.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice, That this Council records its high sense and appreciation of the valuable services rendered to the people of this colony by His Honor the Chief Justice, George Higinbotham, Esquire, in undertaking and successfully carrying out the great work of consolidating the Statute Law of the colony.  
 Question—put and resolved in the affirmative.  
 The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That the Clerk do enter on the Minutes of the Proceedings of the Council that the foregoing resolution was carried unanimously.  
 Question—put and resolved in the affirmative.
8. **MELBOURNE HARBOR TRUST ACT 1890 AMENDMENT BILL.**—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.  
 The Acting-President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time.  
 The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the second word “and” in the first line of new clause D be omitted and the word “in” be inserted instead thereof.  
 Question—That the word proposed to be omitted stand part of the question—put and negatived.  
 Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.  
 Question—That the Bill do *pass*—put and resolved in the affirmative.  
 The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—  
*“ An Act to amend the ‘ Melbourne Harbor Trust Act 1890 ’ and for other purposes.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.
9. **MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Acting-President resumed the Chair ; and the Honorable J. Bell 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 the Council will, to-morrow, again resolve itself into the said Committee.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed as under :—  
*Debentures Conversion Bill—To be further considered in Committee,*  
*Orbost to Bendoc and Cooma to Bendoc Railway—Adjourned debate on the question—That in the opinion of the Legislative Council it is desirable that the Honorable the Minister of Railways be requested to submit a resolution to the Legislative Assembly ordering that the following surveyed line of railway be referred to the Parliamentary Standing Committee on Railways for consideration and report, viz. :—From Orbost to Bendoc, to junction with the line from Cooma, New South Wales, to the same point—until to-morrow.*  
*Mines Act 1890 Amendment Bill—To be further considered in Committee—until Wednesday, 17th December inst.*

The Council adjourned at ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
 Clerk of the Legislative Council.



## VICTORIA.

No. 42.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 10<sup>TH</sup> DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. **ABSENCE OF THE PRESIDENT.**—The Clerk having informed the Council that, owing to indisposition, the President was unavoidably absent—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, and in accordance with the provisions of *The Constitution Act Amendment Act 1890*, the Council chose the Honorable James Balfour to fill, temporarily, the office and perform all the duties of the President during his absence.
3. The Acting-President took the Chair.
4. The Acting-President read the Prayer.
5. **PAPER.**—The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—  
The Water Act 1890.—The Western Wimmera Irrigation and Water Supply Trust.—Regulation No. 9.  
Ordered to lie on the Table.
6. **FISHER v. THE QUEEN.**—The Honorable James Service moved, by leave, That there be laid on the Table of the Council copy of the special case stated by consent for the opinion of the Supreme Court, pursuant to the Rules of the Supreme Court, Order XXXIV., and of a statement made by the Honorable the Minister of Justice in relation thereto.  
Question—put and resolved in the affirmative.
7. **PAPER.**—The Honorable J. M. Davies presented—  
Fisher v. The Queen.—Return to the above Order.  
Ordered to lie on the Table, and to be printed.
8. **MR. W. R. MERRY.**—The Honorable W. A. Zeal moved, pursuant to notice, That there be laid on the Table of the Council the deed of release, discharge, or agreement alleged to have been executed on the 28th March, 1860, by William Robert Merry, one of the late firm of contractors for the Geelong and Ballarat Railway, in discharge of his claim against the Government for work performed on the said Geelong and Ballarat railway contract.  
Debate ensued.  
Motion, by leave, withdrawn.
9. **PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to *amended* notice, That the Honorable D. Melville be appointed a member of the Parliamentary Standing Committee on Railways in the place of the Honorable N. Thornley, resigned.  
Question—put and resolved in the affirmative.
10. **ADJOURNMENT.**—The Honorable H. Gore having stated his desire to move that the House do now adjourn, the following Members, viz., the Honorables James Service, Dr. LeFevre, W. I. Winter-  
Irving, J. M. Pratt, W. A. Zeal, J. A. Wallace, G. Simmie, and G. Davis, rose in their places and required the motion to be proposed.  
The Honorable H. Gore having stated that he proposed to speak on remarks made yesterday by the Honorable N. Thornley respecting the composition of the Parliamentary Standing Committee on Railways, then moved, That the Council do now adjourn.  
Debate ensued.  
Question—put and negatived.

11. **STANDING ORDERS COMMITTEE.**—The Honorable Lieut.-Col. Sir F. T. Sargood brought up a Report from this Committee.  
Ordered to lie on the Table, and to be printed, and taken into consideration on Tuesday, 16th December inst.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of Orders of the Day 1 and 2 be postponed until after the consideration of the 3rd Order for to-day.
13. **MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Acting-President resumed the Chair; and the Honorable J. Bell 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 the Council will, to-morrow, again resolve itself into the said Committee.
14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—  
*Councils of Conciliation Bill—To be read a second time.*  
*Contractors' Lien Bill—To be read a second time.*  
*Debentures Conversion Bill—To be further considered in Committee.*  
*Orbost to Bendoc and Cooma to Bendoc Railway—Adjourned debate on the question—That in the opinion of the Legislative Council it is desirable that the Honorable the Minister of Railways be requested to submit a resolution to the Legislative Assembly ordering that the following surveyed line of railway be referred to the Parliamentary Standing Committee on Railways for consideration and report, viz. :—From Orbost to Bendoc, to junction with the line from Cooma, New South Wales, to the same point.*

The Council adjourned at twenty-five minutes past ten o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

No. 43.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

THURSDAY, 11<sup>TH</sup> DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, by command of His Excellency the Governor—
  - Postage on Foreign Letters.—Alteration of Rates.—Order in Council.
  - Ordered to lie on the Table.
  - The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—
    - The Water Act 1890—
      - The Swan Hill Shire Waterworks Trust and the Kerang East Irrigation and Water Supply Trust.—Transfer of Liabilities.
      - The Swan Hill Shire Waterworks Trust and the Pine Hills Irrigation and Water Supply Trust.—Transfer of Liabilities.
      - The Cohuna Irrigation and Water Supply Trust.—Further Loan.
      - The Myall Irrigation and Water Supply Trust.—Boundaries Re-defined.
  - Severally ordered to lie on the Table.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the 1st Order, Government Business, be postponed until after the consideration of the 4th Order, General Business, on the Paper for to-day.
6. DISCHARGE OF ORDER OF THE DAY.—The Council ordered, That the following Order of the Day be read and discharged:—
  - Debentures Conversion Bill—To be further considered in Committee.*
  - Ordered—That the said Bill be withdrawn.
7. CATTLE-YARDS AND ABATTOIRS, FLEMINGTON.—The Honorable D. Melville moved, pursuant to notice, That there be laid on the Table of the Council a copy of the correspondence relating to removal of cattle-yards and abattoirs at Flemington, within the city of Melbourne.
  - Question—put and resolved in the affirmative.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of Orders Nos. 1, 2, and 3, General Business, be postponed until after the consideration of the 1st Order, Government Business, on the Paper for to-day.
9. ORBOST TO BENDOC AND COOMA TO BENDOC RAILWAY.—The Order of the Day for the resumption of the debate on the question—That in the opinion of the Legislative Council it is desirable that the Honorable the Minister of Railways be requested to submit a resolution to the Legislative Assembly ordering that the following surveyed line of railway be referred to the Parliamentary Standing Committee on Railways for consideration and report, viz.:—From Orbost to Bendoc, to junction with the line from Cooma, New South Wales, to the same point, having been read—
  - Debate resumed.
  - Question—put and resolved in the affirmative.

10. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—  
The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.
11. ABSENCE OF THE PRESIDENT.—The Clerk having informed the Council that, owing to indisposition, the President was unavoidably absent—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, and in accordance with the provisions of *The Constitution Act Amendment Act 1890*, the Council chose the Honorable N. Thornley to fill, temporarily, the office and perform all the duties of the President during his absence.
12. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Acting President took the Chair, and the Honorable G. Davis reported that the Committee had agreed to the Bill with amendments. The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be re-committed to a Committee of the whole Council for reconsideration of clauses 21, 24, 26, 34, 40, 41, 48, 55, 62, 73, 79, 83, 86, 96, and 104.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Acting-President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clauses 21, 24, 26, 34, 40, 41, 48, 55, 62, 73, 79, 83, 86, 96, and 104 of this Bill.  
The Acting-President resumed the Chair; and the Honorable G. Davis having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the Report to be taken into consideration Tuesday, 16th December inst. ; Bill, as further amended, to be printed.
- Notice being taken that a quorum of Members was not present, the Acting-President counted the House, and a quorum not being present, the Acting-President, at twenty-five minutes to eleven o'clock, adjourned the Council, without question being first put, until Tuesday next, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*

## VICTORIA.

No. 44.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 16TH DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The Honorable J. Service presented a Petition from William Henry Croker, Henry Jennings, Frank Madden, Alfred Brooks Malleson, James McLauchlin, Archibald Donnelly Michie, Charles Samuel Price, William Riggall, Robert Haden Smith, and Alfred Martin Strongman, being the members of the Council of the Law Institute of the colony of Victoria, praying the Council would, in pursuance of the powers conferred on it by the 35th section of *The Judicature Act 1884*, present an Address to the Governor praying that the new Rules of the Supreme Court now laid before the Council might be annulled.

Petition read, and ordered to lie on the Table.

The Honorable J. Service presented a Petition from John Warrington Rogers, Q.C., Charles Augustus Smyth, John Madden, John Burnett Box, Louis Goldsmith, Henry Bourne Higgins, and Samuel St. John Topp, being members of a committee elected by the barristers of Victoria to manage the affairs of the Bar, praying the Council to present an Address to the Governor, under the 24th section of the *Supreme Court Act 1890*, praying that the new Rules of the Supreme Court be annulled.

Petition read, and ordered to lie on the Table.

5. PAPERS.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, by command of His Excellency the Governor—

Royal Commission on Coal.—Second Progress Report of the Royal Commission appointed to inquire as to the best means of developing and promoting the Coal Industry of Victoria.

Melbourne Mint.—Report of the Deputy-Master of the Royal Mint, London, on the Weight and Fineness of Gold Coins struck at the Melbourne Branch.

Severally ordered to lie on the Table.

The Honorable Lieut.-Col. Sir F. T. Sargood presented—

Parliamentary Standing Committee on Railways.—Copy of the *Government Gazette* notifying Appointment of Member of—

Ordered to lie on the Table.

6. MESSAGES FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Messages from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the Law relating to Marriage*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 12th December, 1890.

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 12th December, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Melbourne Harbor Trust Act 1890' and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 12th December, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to consolidate and amend the Law relating to the Registration of Trade Marks,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 12th December, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend and continue an Act intituled 'An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,'*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 16th December, 1890.

M. H. DAVIES,  
Speaker.

7. CAPE PATTERSON RAILWAY ACT AMENDMENT BILL.—The Honorable J. Service moved, by leave, That all the Standing Orders relating to Private Bills be suspended in relation to the Bill to amend and continue an Act (No. 980) to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes, and that all fees be remitted with regard to such Bill.

Question—put and resolved in the affirmative.

The Honorable J. Service moved, That the Bill transmitted by the above Message, intituled "*An Act to amend and continue an Act intituled 'An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway' and for other purposes,*" 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.

8. PETITION.—The Honorable J. Service presented a Petition from the President and Members of Council of the Melbourne Chamber of Commerce, praying the Council to present an Address to the Governor, under the 24th section of the *Supreme Court Act 1890*, praying that the new Rules be annulled. Petition received, and ordered to lie on the Table.

9. RESCISSION OF SESSIONAL ORDER.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice—

1. That the Sessional Order appointing the days on which the Council shall meet for the despatch of business be read and rescinded.

2. That during the remainder of the Session Tuesday, Wednesday, Thursday, and Friday in each week be the days on which the Council shall meet for despatch of business, and that half-past four o'clock be the hour of meeting on each day.

Question—put and resolved in the affirmative.

10. SUSPENSION OF STANDING ORDER.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, pursuant to notice, That during the remainder of the Session Standing Order No. 303 be suspended. Debate ensued.

11. HIS HONOR CHIEF JUSTICE HIGINBOTHAM.—The Usher having informed the Council that His Honor Chief Justice Higinbotham was present, His Honor was introduced into the Chamber, and having seated himself in a chair placed for him within the Bar,

The President then addressed His Honor Chief Justice Higinbotham as follows:—

MR. CHIEF JUSTICE HIGINBOTHAM,

As President of the Legislative Council it has given me very much satisfaction to request your presence in this Chamber, and afford your Honor the opportunity of receiving from the Legislative Council its public recognition of the devotion and labour bestowed by you on the great work of consolidation with which you have identified yourself.

I have now the honour of informing you that the Legislative Council, in the exercise of its rights and privileges, passed unanimously a resolution expressive of its high sense and appreciation of the valuable services rendered by you to the people of this colony in undertaking and carrying out successfully the great work of consolidating the Statute Law of the colony.

I will now ask the Clerk of the Council to read the engrossed extract from the records of the House embodying the resolution passed by the Council.

The said resolution was then read by the Clerk as follows:—"That this Council records its high sense and appreciation of the valuable services rendered to the people of this colony by His Honor the Chief Justice, George Higinbotham, Esquire, in undertaking and successfully carrying out the great work of consolidating the Statute Law of the colony."

The President then asked the Clerk to present the same to His Honor the Chief Justice, and requested that His Honor the Chief Justice would be pleased to receive the same.

The Clerk of the Council having presented the resolution of the Council, His Honor Chief Justice Higinbotham said—

Mr. President—My grateful thanks are due to this honourable House for the resolution which has been read to me, and to yourself, Sir, for the kind terms with which you have accompanied it. The distinguished mark of approval by each House of Parliament of the Consolidation Laws of 1890, conveyed to me in this form, is an abundant and the highest possible reward for the not very considerable labour which the work has entailed upon me. I cannot claim for myself the whole, or even the larger share, of the favourable notice expressed in the vote of this honourable House, and I ask its indulgence while I briefly enumerate those whom I know to be entitled to a share of its thanks as having contributed in various degrees to the successful accomplishment of this part of the legislation of the present session of Parliament. The consolidation of the numerous Acts that have been passed to amend the Constitution Act presented some peculiar difficulties, in the removal of which the aid of the Clerk of Parliaments, Mr. John Barker, and of the Clerk of the Legislative Assembly, Mr. G. H. Jenkins, freely and promptly rendered, has proved invaluable. The permanent heads of departments of the Government, in which various Acts of Parliament are daily administered, know better than any lawyer the hidden dangers arising from slight, but it may be necessary, changes of phraseology and construction, and alteration of the order of clauses in a consolidating bill. The assistance of those officers was solicited; it was in every case readily and cordially given, and I believe that from this cause the new legislation will be found to work with increased ease and freedom, and will, it is hoped, be free from serious defects and errors which might otherwise have escaped detection. Advice, suggestions, and aid of the highest value have been contributed by Judges of the County Courts, the Commissioner of Titles, the Master-in-Equity, the Prothonotary and Judges of the Supreme Court. The learning and experience of Mr. J. Warrington Rogers, Q.C., of Mr. Joseph A. C. Helm, and of Mr. John Burslem Gregory in relation to the subjects included in the Water Act, in the part of the Companies Act dealing with mining companies, and in the Local Government Act and the Friendly Societies Act, have given a special value to the professional services of those gentlemen in the cases of the Bills I have mentioned, which were either prepared or advised upon by them. Mr. Donald Mackinnon and Mr. Francis Hugh Mackay, junior members of the bar of Victoria, were the draftsmen of the great majority of the consolidated Bills, and I was closely associated with them during the progress of the work. Fidelity to the high trust reposed in him is the first quality demanded of the consolidating draftsman; accuracy in reproducing the substance, and, as far as possible, the exact form of the existing statute law is the sole test and the measure of value of the consolidating draftsman's work. I gladly avail myself of this opportune occasion and place to state that, in my opinion, the considerable degree of success which may now be affirmed with some confidence to have been attained in the consolidating Acts of the present session is mainly due to the loyal fidelity, the much more than average skill, and exact knowledge of the statute law, and the untiring industry applied in unceasing revision, which those gentlemen have brought to their heavy and somewhat tedious task. If honorable members will bear in mind the innumerable sources of errors, great and small, in a work of this magnitude, I believe they will be disposed to find in the Bills which have been presented to Parliament to correct defects and errors already discovered, and in the insignificant character, with one or two exceptions, of all of those defects and errors, the best possible proof of the general correctness that has been happily achieved in the scheme as a whole. I must not omit to add that very serious mechanical difficulties have presented themselves in the way of this undertaking, and that those difficulties and the delays thereby occasioned have been overcome only by the zeal and ingenuity displayed from the beginning to the end by Mr. Brain, the Government Printer, and the officers of his department. Twenty-five years ago Parliament accepted a scheme of consolidation prepared by me when I had the honour to be a member of the Legislative Assembly and a responsible Minister of the Crown. Parliament has now again accepted a similar scheme entrusted by Her Majesty's Government to my supervision, and it has taken the further and most important step in advance, upon the recommendation of a joint special committee of both Houses, of determining that in future there shall be a decennial consolidation, re-enactment, and re-publication of the statute law of Victoria. I shall never lose the grateful memory of the confidence which Parliament has been pleased to repose in me on those two occasions. I am now emboldened by this memory to submit the suggestion to this honourable House that Parliament in its wisdom should extend a yet larger measure of its confidence to those whose duty it will be hereafter to prepare consolidation Bills under the authority of the Government. If Parliament should intimate its intention so to do, and the last five years of the decennial period now beginning should be employed in the preparation, under the supervision of a joint committee of both Houses of Bills for enactment in the year 1900, the statute law might, before that time arrives, be reduced to a system comprising not only the statutes, but also a large portion of the unwritten law connected with the subjects contained in the statutes, the whole being embodied in the form and expressed in the simple, concise, and uniform language of a code. By this means a great advance might, it is submitted, be safely made in the direction of a complete, comprehensive code of the whole law. This honourable House is doubtless aware of the many evils arising from the imperfect mode in which the supreme will of the Legislature is at present expressed, as well as from the total absence of any formulated expression of a large portion of that will except in the reported decisions of the courts of law. The consolidation Acts which the Victorian Legislature has just enacted are themselves but a confused and unarranged medley of enactments, constituting a small part only of our law, unnecessarily cumbrous in form, inexact in expression, wanting in uniformity in the use of terms,

and containing provisions not always easy to be reconciled with one another. The laws which are intended to govern the actions of a free people ought not to be open to cavil or to overthrow and defeat, as now they often are, upon grounds like these. Until our law is codified it cannot be understood by the general body of the people, and law not understood naturally has no place in the intelligent judgment or the affections of the people. Neither can law be supreme in a community that does not cherish a loyal attachment to the law. The highest commendation of a perfect system of law has been pronounced in the words, "All things and persons are subject to it—the very least as feeling its care, the greatest as not exempted from its control." That the law of Victoria should have supreme and universal sway in Victoria, and that it should be safeguarded by the intelligent respect and the loyal affection of the whole people, must be the desire of every Victorian legislator. As an administrator of the law, I will use the fitting opportunity which this occasion presents of thanking the Victorian Legislature on behalf of the judiciary for what it has already done in the direction of reforming by simplifying the law of Victoria, and of humbly expressing the earnest hope that Parliament will see fit to persevere in that course of reform on an enlargement of the lines which have now received the deliberate sanction of Parliament. Mr. President,—May I, in conclusion, venture to solicit a favour of this honourable House? It is that my two colleagues, with whom I have been more immediately associated in the work of consolidation, and I, may each be allowed to be the possessor, by the gift of the Houses of Parliament, of a copy of the consolidation statutes when completed and issued. Such a gift would be a pleasing memorial of our work, and a record that would be always dearly prized by each of us of the approval which the two Houses of Parliament have been graciously pleased to bestow upon that work.

His Honor the Chief Justice, having bowed to the President and Members of the Council, retired from the Chamber with marks of applause.

12. SUSPENSION OF STANDING ORDER.—Debate on this question resumed.

Question—put.

The Council divided.

Ayes, 25.

The Hon. J. Balfour  
 Sir B. Benjamin  
 F. Brown  
 T. Brunton  
 J. Buchanan  
 J. S. Butters  
 Sir W. J. Clarke, Bart.  
 J. H. Connor  
 G. S. Coppin  
 H. Cuthbert  
 J. M. Davies  
 N. FitzGerald  
 S. Fraser  
 H. Gore  
 C. J. Ham  
 D. Ham  
 E. Morey  
 C. Sargeant  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 G. Simmie  
 N. Thornley  
 D. S. Wallace  
 W. I. Winter-Irving  
 J. Bell (*Teller*).

Noes, 10.

The Hon. J. H. Abbott  
 D. Coutts  
 T. Dowling  
 J. P. MacPherson  
 W. McCulloch  
 D. Melville  
 J. M. Pratt  
 J. A. Wallace  
 G. Young  
 W. A. Zeal (*Teller*).

And so it was resolved in the affirmative.

13. STANDING ORDERS.—The Order of the Day for the consideration of the Report from the Select Committee on Standing Orders having been read—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the several Standing Rules and Orders of the Legislative Council, hereafter expressed to be repealed be so repealed, and that the several Orders hereafter set forth be adopted as Standing Rules and Orders of the Legislative Council, that is to say:—

That Standing Orders Nos. 26 and 27 be repealed, and the following adopted in lieu thereof:—

After such commission has been read the Clerk shall read, with the returns endorsed thereon, any Writs delivered to him that have been issued during the prorogation either by the President, while in office, or by His Excellency the Governor in pursuance of *The Constitution Act Amendment Act 1890*.

Members returned pursuant to such Writs will then be sworn as prescribed by *The Constitution Act Amendment Act 1890*.

That Standing Orders Nos. 30, 31, and 32 be repealed, and the following adopted in lieu thereof:—

If only one Member be proposed and seconded as President, he expresses in his place his sense of the honour proposed to be conferred upon him, and submits himself to the Council, and he is then taken out of his place by the Members who proposed and seconded him, and by them conducted to the Chair.

That Standing Order No. 46 be repealed, and the following adopted in lieu thereof:—

The Usher shall from time to time take or deliver into custody any stranger whom he may see, or who may be reported to him to be in any part of the Council Chamber or the precincts thereof appropriated to the Members of the Council, while the Council or any Committee thereof is sitting.



The Usher shall from time to time take or deliver into custody any stranger who, having been admitted into any part of the Council Chamber or the precincts thereof, shall, while the Council or any Committee thereof is sitting, misconduct himself, or shall not withdraw when strangers are directed to withdraw, and no person so taken into custody under this or the next preceding order shall be discharged out of custody without the order of the Council and payment of the fees hereinafter set forth.

That the following Order, to follow Standing Order No. 53, be adopted :—

The custody of all documents and papers belonging to the Council shall be in the Clerk, who shall not permit any to be removed therefrom without leave of the Council.

That Standing Orders Nos. 63, 64, 65, and 66 be repealed.

That Standing Order No. 67 be repealed, and the following adopted in lieu thereof :—

The ordinary business of each day consists of the giving of notice of Questions and Motions, the answering of Questions, the presentation of Petitions, and the discussion of Motions and of Orders of the Day.

That Standing Order No. 77 be repealed, and the following adopted in lieu thereof :—

Every Member in giving notice of a question or motion shall read it aloud and deliver at the Table to the Clerk or the Clerk-Assistant a copy of such notice fairly written, signed by him or on his behalf, and stating the day proposed for asking such question or bringing on such motion.

That Standing Order No. 78 be repealed, and the following adopted in lieu thereof :—

A Member may not give for himself two notices of question or of motion consecutively if any other member has any notice to submit.

That Standing Order No. 82 be repealed, and the following adopted in lieu thereof :—

Any notice or part of a notice of question or of motion containing unbecoming expressions, or, in the case of a notice of question, debatable matter, may be expunged from the Notice-paper by order of the President.

That Standing Order No. 85 be repealed, and the following adopted in lieu thereof :—

All questions of Order or Privilege at any time arising shall suspend the consideration and decision of every other question, but an adjourned debate on such questions shall not be entitled to precedence unless so ordered.

That Standing Order No. 89 be repealed, and the following adopted in lieu thereof :—

Any motion not seconded may not be further debated, and no entry thereof shall be made in the Minutes of Proceedings.

That Standing Order No. 108 be repealed, and the following adopted in lieu thereof :—

No amendment shall be proposed in any part of a question after a later part has been amended or has been proposed to be amended, unless the proposed amendment has been withdrawn.

That the following Orders, to follow Standing Order No. 118, be adopted :—

The Member upon whose motion any debate shall be adjourned by the Council shall, if present, be entitled to pre-audience on the resumption of the debate.

A Member moving or seconding the adjournment of the debate on any question shall, whether the adjournment be carried or not, be entitled to speak again on the main question, provided he has not discussed that question, in moving or seconding the motion for adjournment.

Whenever a debate on any motion or Order of the Day is interrupted by the adjournment or the counting out of the Council, the Council may order such debate to be resumed at the point where it was so interrupted on motion with notice.

If any debate on any question in a Committee of the whole Council be interrupted for want of a quorum, the Council may order the resumption of such Committee on a future day on motion with notice, and the debate on such question shall then be resumed at the point where it was so interrupted.

That Standing Order No. 122 be repealed, and the following adopted in lieu thereof :—

A reply shall be allowed to a Member who has made a substantive motion to the Council, but not to any Member who has moved an Order of the Day, an amendment, or an instruction to a Committee, or the previous question.

It shall be competent to a Member when he seconds a motion or amendment before the Council without speaking to it, to address the Council on the subject of such motion or amendment at any subsequent period of the debate.

A motion—"That the Council do now divide," "That the Council do now adjourn," "That this debate be now adjourned," shall always be in order if made so as not to interrupt a Member speaking, and shall be moved and seconded without discussion and be immediately determined, and none of these motions shall be again entertained within the next thirty minutes, nor shall a Member move or second any one of these motions more than once during the same debate.

It is competent for a Member while speaking to a question to move the adjournment of the debate.

That Standing Order No. 123 be repealed, and the following adopted in lieu thereof :—

Any Member may rise to speak "to order," or upon a matter of privilege suddenly arising, but must do so forthwith.

That the following Order, to follow Standing Order No. 124, be adopted :—

Any Member complaining to the Council of a statement in a newspaper as a breach of privilege shall produce a copy of the paper containing the statement in question, and may also submit a motion declaring the person in question to have been guilty of contempt.

That Standing Orders Nos. 125 and 126 be transposed

That Standing Order No. 140 be repealed, and the following adopted in lieu thereof :—

Every Member or other person declared guilty of contempt shall be committed to the custody of the Usher or of the Governor of the Melbourne Gaol, by warrant signed by the President.

That the following Order, to follow Standing Order No. 146, be adopted :—

As soon as tellers have been appointed, the Clerk shall strike a hand-bell at the table, and thereafter no Member shall cross the floor of the House until the division lists have been handed to the President, and the result of such division declared by him, and the vote of each Member shall be recorded on the division list of that side of the House on which he was sitting when the bell was struck as aforesaid. Provided always that the vote of every Member who shall have given his voice with the "Ayes" or the "Noes" when the question was put from the Chair prior to the call for a division shall be recorded by the President in the division lists in accordance with the voice so given.

That Standing Orders Nos. 147 and 148 be transposed.

That the following Order, to follow Standing Order No. 152, be adopted :—

While the Council or a Committee of the whole is dividing a member can only speak to a point of order by permission of the President or Chairman.

That Standing Order No. 160 be transposed to follow No. 157.

That Standing Order No. 159 be repealed, and the following adopted in lieu thereof :—

Every such objection shall be taken forthwith after such words have been used.

That Standing Order No. 165 be repealed, and the following adopted in lieu thereof :—

In Committee of the whole Council no amendment shall be proposed in any part of a clause of a Bill or Question after a later part has been amended.

That Standing Orders Nos. 173 and 175 be transposed.

That Standing Order No. 178 be repealed, and the following adopted in lieu thereof :—

Every report from a Committee of the whole Council may be adopted or not adopted by the Council or adopted with amendments, or the Bill may be re-committed in whole or in part to the Committee, or the further consideration thereof postponed.

That Standing Order No. 181 be repealed, and the following adopted in lieu thereof :—

It shall not be compulsory on the President or Chairman of Committees to serve on any Select Committee.

That the following Order, to follow Standing Order No. 184, be adopted :—

Before the Council proceeds to ballot for a Committee the bells shall be rung as for a division.

That the following Order, to follow Standing Order No. 205, be adopted :—

Upon the presentation of a report, no discussion shall take place, but the report may be ordered to be printed with the documents accompanying it, and an order made for its being taken into consideration on a future day.

That Standing Order No. 211 be repealed, and the following adopted in lieu thereof :—

Where a witness is in the custody of any person, such person may be ordered to bring the witness in safe custody in order to his being examined, and from time to time, as often as his attendance is required, and the President may be ordered, on motion without notice, to issue his warrant accordingly.

That Standing Order No. 214 be repealed, and the following adopted in lieu thereof :—

The neglect or refusal of a witness to attend in obedience to an order of the Council, or of a Committee having power to summon witnesses, or in obedience to a warrant of the President, may be censured or declared guilty or contempt.

That Standing Order No. 220 be repealed.

That Standing Order No. 241 be repealed, and the following adopted in lieu thereof :—

Every petition shall be in the English language, and shall be respectful, decorous, and temperate in its language.

That Standing Order No. 249 be repealed.

That the following Order, to follow Standing Order No. 268, be adopted :—

It shall be sufficient to read the number and marginal note only of any clause of a Bill unless a Member desire any clause to be read.

That Standing Order No. 270 be repealed, and the following adopted in lieu thereof :—

A question shall be put "That each clause stand part of the Bill" or "That each clause, as amended, stand part of the Bill," or "That certain clauses stand part of the Bill."

That the following Order, to follow Standing Order No. 270, be adopted :—

When the Chairman has called out the number of a clause, and the marginal note or the clause has been read, such clause shall be open for discussion and amendment, and when the debate has terminated the Chairman shall put the question—"That the clause [*or* the clause as amended] stand part of the Bill."

That Standing Order No. 272 be repealed, and the following adopted in lieu thereof :—

New clauses relevant to the subject-matter of the Bill, or pursuant to any instruction, shall be proposed after the clauses in the Bill have been considered and before the schedules, if any, are proposed, unless the Committee otherwise direct.

That the following Order, to follow Standing Order No. 277, be adopted :—

When a Bill has been reported the adoption of the report may be immediately moved, or a future day may be fixed for that purpose.

That Standing Order No. 283 be repealed, and the following adopted in lieu thereof :—

After the third reading and further proceedings thereon, if any, the title of the Bill shall be agreed to, or amended and agreed to.

That Standing Order No. 293 be repealed, and the following adopted in lieu thereof:—

Whenever any Bill by which an alteration in the constitution of the Legislative Council or Legislative Assembly or in the Schedule marked D annexed to *The Constitution Act* has, in accordance with the provisions contained in section 60 of the said Act, passed its second and third readings in the Council with the concurrence of an absolute majority of the whole number of the members of the Council, the Clerk, or other proper officer of the Council, shall certify the fact on the Bill accordingly.

The Honorable S. Fraser moved, That the debate be now adjourned until after the consideration of the Notice of Motion—General Business, on the Paper for to-day.

Debate continued.

Motion—That the debate be now adjourned until after the consideration of the Notice of Motion—General business, on the Paper for to-day, by leave, withdrawn.

The Honorable Lieut.-Col. Sir F. T. Sargood then moved, That the following Order of the Day, viz.:—

*Standing Orders Committee.—Consideration of Report*, be discharged.

Question—put and resolved in the affirmative.

14. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the following Order of the Day was read and discharged:—

*Melbourne and Metropolitan Board of Works Bill.—Adoption of Report.*

15. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of Clauses 17, 61, 96, 104, 117, and Schedule 3, p. 55.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of Clauses 17, 61, 96, 104, 117, and Schedule 3, p. 55, of this Bill.

The President resumed the Chair; and the Honorable J. Bell having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—

*“An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works.”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

16. SUPREME COURT NEW RULES.—The Honorable J. Service moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that the Rules of Court made under section 23 of the *Supreme Court Act* 1890, and laid on the Table of the Council on 2nd December inst., be annulled.

Debate ensued.

Question—put and resolved in the affirmative.

17. CAPE PATTERSON RAILWAY ACT AMENDMENT BILL.—The Honorable J. Service moved, That this Bill be now read a second time.

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

The Honorable J. Service moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Service, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair, and the Honorable J. Bell having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable J. Service, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. Service, read a third time and *passed*.

The Honorable J. Service moved, That the following be the title of the Bill:—

*“An Act to amend and continue an Act intituled ‘An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.’”*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

18. MINES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The President resumed the Chair; and the Honorable J. Bell having reported that the Committee had agreed to the Bill with amendments, the Council ordered the Report to be taken into consideration this day.—Bill, as amended, to be printed.

On the motion of the Honorable A. Wynne, the Council adopted the Report, and ordered the Bill to be read a third time to-morrow.

19. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply a Sum out of the Consolidated Revenue to the service of the Year ending on the thirtieth day of June One thousand eight hundred and ninety-one and to appropriate the Supplies granted in this Session of Parliament,*" with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly Chamber,  
Melbourne, 16th December, 1890.

20. APPROPRIATION BILL.—The Honorable J. M. Davies moved, That the Bill transmitted by the above Message, intituled "*An Act to apply a Sum out of the Consolidated Revenue to the service of the Year ending on the thirtieth day of June One thousand eight hundred and ninety-one and to appropriate the Supplies granted in this Session of Parliament,*" 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.

21. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—

*Councils of Conciliation Bill—To be read a second time.*

*Contractors' Lien Bill—To be read a second time.*

The Council adjourned at twenty-five minutes to twelve o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
Clerk of the Legislative Council.

VICTORIA.

No. 45.

# Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 17<sup>TH</sup> DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—  
Public Service Act 1890.—Alteration of Regulations.  
County Court Act 1890.—Rules of Court.  
The Life Assurance Companies Act 1873.—Summaries of Statements for the Years 1874 to 1884 inclusive, made by Companies transacting Life Assurance Business in Victoria; together with the Statements and Abstracts on which the Summaries are based.  
Severally ordered to lie on the Table.  
The President presented, pursuant to Act of Parliament—  
The Constitution Act Amendment Act 1890.—Statement showing Appointments made in the Department of the Legislative Council under the authority of—  
The Officers of Parliament Act 1888.—Statement of Appointments or Transfers to Offices of Parliament made between the 31st August, 1889, and the 31st July, 1890.  
Severally ordered to lie on the Table.
5. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act relating to the Rules Regulations and Orders of the Supreme Court,*" with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Legislative Assembly Chamber,  
Melbourne, 17th December, 1890. Speaker.
6. SUPREME COURT RULES BILL.—The Honorable J. M. Davies moved, That the Bill transmitted by the above Message, intituled "*An Act relating to the Rules Regulations and Orders of the Supreme Court,*" 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.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the issue of Treasury Bonds,*" with which they desire the concurrence of the Legislative Council.  
M. H. DAVIES,  
Legislative Assembly Chamber,  
Melbourne, 17th December, 1890. Speaker.

Legislative Assembly Chamber,  
Melbourne, 17th December, 1890.

8. **TREASURY BONDS BILL.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the above Message, intituled “*An Act to authorize the issue of Treasury Bonds,*” 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.

9. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to apply out of the ‘ Railway Loan Account 1888 ’ or temporarily out of the ‘ Public Account ’ certain Sums of Money for Railway Works and other purposes,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

10. **RAILWAY LOAN APPLICATION BILL.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the above Message, intituled “*An Act to apply out of ‘ The Railway Loan Account 1888 ’ or temporarily out of ‘ The Public Account ’ certain Sums of Money for Railway Works and other purposes,*” 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.

11. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to sanction the issue and application of certain Sums of Money as Loans for Irrigation Works and Water Supply in the Country Districts and for other purposes,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

12. **IRRIGATION AND WATER SUPPLY LOANS BILL.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the above Message, intituled “*An Act to sanction the issue and application of certain Sums of Money as Loans for Irrigation Works and Water Supply in the Country Districts and for other purposes,*” 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.

13. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to some of the amendments made in such Bill by the Legislative Council, and have disagreed with others of the said amendments, and have agreed to some of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council ordered the said Message to be taken into consideration this day.

14. **RAILWAY FROM APOLLO BAY TO THE BEECH FOREST.**—The Honorable J. H. Connor moved, pursuant to notice, That in the opinion of the Legislative Council it is desirable that the Honorable the Minister of Railways be requested to submit a resolution to the Legislative Assembly ordering that the following surveyed line of railway be referred to the Parliamentary Standing Committee on Railways for consideration and report, viz.:—From Apollo Bay to the Beech Forest, to connect with the surveyed line from the Beech Forest to Colac and Beeac, thence to Ballarat.

Question—put and resolved in the affirmative.

15. **GEELONG AND BALLARAT RAILWAY.**—The Honorable W. A. Zeal moved, pursuant to notice, That there be laid on the Table of the Council the certified copy of the deed of release alleged to have been made on the 28th March, 1860, between the late firm of Evans and Merry and others, contractors for the Geelong and Ballarat Railway, of the one part, and the Government of Victoria, of the other part.

Debate ensued.

Motion, by leave, withdrawn.

16. **MINES ACT 1890 AMENDMENT BILL.**—The President 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 the Honorable A. Wynne, read a third time and *passed*.

The Honorable A. Wynne moved, That the following be the title of the Bill :—

“*An Act to amend the ‘ Mines Act 1890. ’*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

17. **APPROPRIATION BILL.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood 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 thirtieth day of June One thousand eight hundred and ninety-one and to appropriate the Supplies granted in this Session of Parliament.”*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

18. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to correct further Errors in the Consolidating Acts,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

19. **CONSOLIDATING ACTS FURTHER REVISION BILL.**—The Honorable J. M. Davies moved, That the Bill transmitted by the above Message, intituled “*An Act to correct further Errors in the Consolidating Acts,*” 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.

The Honorable J. M. Davies moved, That this Bill be now read a second time.

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

The Honorable J. M. Davies moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. M. Davies, The President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable J. M. Davies, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. M. Davies, read a third time and *passed*.

The Honorable J. M. Davies moved, That the following be the title of the Bill:—

*“An Act to correct further Errors in the Consolidating Acts.”*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

20. **TREASURY BONDS BILL.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time, after debate, and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—

*“ An Act to authorize the issue of Treasury Bonds.”*

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

21. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act to provide for the appointment of Commissioners for taking Declarations,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council ordered the amendment to be taken into consideration this day.

22. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to amend ‘The Railway Loan Act 1888’ and for other purposes,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

23. RAILWAY LOAN ACT 1888 AMENDMENT BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the above Message, intituled “ *An Act to amend ‘The Railway Loan Act 1888’ and for other purposes,*” 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.

24. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to authorize an Exchange between the Victorian Railways Commissioners and the Proprietors of certain Lands at North Melbourne,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

25. NORTH MELBOURNE RAILWAY LANDS EXCHANGE BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the above Message, intituled “ *An Act to authorize an Exchange between the Victorian Railways Commissioners and the Proprietors of certain Lands at North Melbourne,*” 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.

26. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to authorize the Sale of the Geelong and Western District Agricultural and Horticultural Society’s Show Yards Site and for other purposes,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly Chamber,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

27. AGRICULTURAL SHOW YARDS SALE BILL.—The Honorable S. Fraser moved, That the Bill transmitted by the above Message, intituled “ *An Act to authorize the Sale of the Geelong and Western District Agricultural and Horticultural Society’s Show Yards Site and for other purposes,*” 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.



28. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the Law relating to Partition,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 17th December, 1890.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council ordered the said amendment to be taken into consideration this day.

29. RAILWAY LOAN APPLICATION BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill. The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—  
"*An Act to apply out of 'The Railway Loan Account 1888,' or temporarily out of 'The Public Account,' certain Sums of Money for Railway Works and other purposes.*"

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

30. IRRIGATION AND WATER SUPPLY LOAN BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill. The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—  
"*An Act to sanction the issue and application of certain Sums of Money as Loans for Irrigation Works and Water Supply in the Country Districts and for other purposes.*"

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

31. RAILWAY LOAN ACT 1888 AMENDMENT BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill. The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—  
"*An Act to amend 'The Railway Loan Act 1888' and for other purposes.*"

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.

32. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to make better provision for the protection of Life and Property from Fire and for other purposes,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

33. FIRE BRIGADES BILL.—The Honorable J. M. Davies moved, That the Bill transmitted by the above Message, intituled "*An Act to make better provision for the protection of Life and Property from Fire and for other purposes,*" 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.

The Honorable J. M. Davies moved, That this Bill be now read a second time.

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

The Honorable J. M. Davies moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable F. Brown 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 the Council will, to-morrow, again resolve itself into the said Committee.

34. FISHER *v.* THE QUEEN.—The Honorable J. Service moved, pursuant to notice, That in the opinion of the Council it is desirable that the Government appoint a Board to inquire into all the circumstances connected with the case Fisher *v.* The Queen.

Debate ensued.

Motion, by leave, withdrawn.

35. STATUS OF MEMBERS OF THE EXECUTIVE COUNCIL.—The Honorable J. Service moved, pursuant to notice, That an Address be presented to His Excellency the Governor respectfully praying that there be laid on the Table of the Council any Despatch or Despatches in the possession of His Excellency relating to the status of Members of the Executive Council in this colony.

Question—put and resolved in the affirmative.

36. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Mines Act 1890,'*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

37. THE MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—The Order of the Day for the consideration of the amendments of the Legislative Council in the Melbourne and Metropolitan Board of Works Bill disagreed with by the Legislative Assembly, or agreed to by the Legislative Assembly with amendments—having been read—the said amendments were read and are as follow:—

(1.) Clause 40, line 13, omit "or employ for the purposes of this Act such clerks treasurers engineers surveyors and such other officers and servants as may be necessary, and may suspend or remove any of such clerks treasurers engineers surveyors and other officers and servants, and may allow to such clerks treasurers engineers surveyors and other officers and servants respectively such salaries and wages and gratuities as the Board may think fit," and insert

"a secretary treasurer and clerk, and appoint or employ such engineers surveyors collectors and other officers servants and persons to assist in the execution of this Act as the Board thinks necessary or proper, and such persons shall hold office during pleasure only.

"The Board may from time to time remove such secretary treasurer clerk engineers surveyors collectors and other officers servants and persons and appoint others in the room of such as may be so removed or may die or resign or discontinue their offices, and shall pay such salaries wages and allowances to the secretary treasurer clerk engineers surveyors collectors officers servants and persons respectively as the Board thinks reasonable.

"No person so appointed shall be permitted to engage in any employment other than in connexion with the duties of his office without the sanction in writing of the Board."

(2.) Clause 50, line 5, omit "or any twenty ratepayers in any municipal district or districts."

(3.) " " line 6, omit "such sum of money not exceeding."

(4.) " " line 8, omit "as the Minister may require."

(5.) Clause 55, line 24, omit "persons" and insert "Council."

(6.) Clause 60, line 3, after "schedule" insert "and in the manner hereinafter provided."

Disagreed with  
by the Legis-  
lative Assembly  
or agreed to  
with amend-  
ments.

- (7.) Clause 60, line 5, omit "lodge with the London and Westminster Bank in London the amounts required to liquidate the same at least one month prior to the due date mentioned in the said Schedule," and insert "provide for the payment thereof by lodging with the Treasurer of Victoria in the Treasury at Melbourne the amounts required to pay the said principal at least three months before the same shall from time to time become due."
- (8.) " line 9, omit "lodge" and insert "provide for the payment thereof by lodging."
- (9.) " line 10, omit "two" and insert "three."
- (10.) " line 11, before "become" insert "from time to time."
- (11.) " line 13, before "become" insert "from time to time."
- (12.) Clause 61, line 35, after "four" insert "pounds," omit "cent." and insert "centum."
- (13.) Clause 62, line 43, omit "paid by the Board" and insert "lodged by the Board with the Treasurer of Victoria to pay the interest due."
- (14.) " line 5 (page 21), omit "pay" and insert "lodge"; omit "to" and insert "with."
- (15.) Clause 67, line 31, before "interest" insert "principal and," omit "the" and insert "such principal and."
- (16.) Insert new Clause C to follow Clause 82:—

C. The Board shall maintain and keep in repair all public roads through any part of the lands described in parts one two or three of the Third Schedule to this Act, and shall keep open and in a passable condition and for the use of the public all tracks existing at the time of the passing of this Act through any part of such lands, and in the event of any dispute arising as to the operation of this section in regard to any track the Governor in Council shall decide what tracks are to be so kept open and in a passable condition.

- (17.) Clause 83, line 25, after "carriage" insert "or tramway."
- (18.) Clause 104, line 20, after "distance" omit "which shall be determined by regulations of the Board" and insert "to be determined by the Board but not exceeding two hundred feet."
- (19.) Clause 136, line 26, omit "if at the time of such application no moneys are due and payable by the Board pursuant to the provisions of Part I." and insert "subject to the provisions of section sixty-three."

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Legislative Council agreed to insist on amendments 1, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and not to insist on amendments 2, 3, 4, 5, 17, and 18, and agreed to the amendment of the Legislative Assembly on amendment 16, and disagreed to the amendment of the Legislative Assembly on amendment 19.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting the Legislative Assembly that the Legislative Council insist on some of the amendments disagreed to by the Legislative Assembly, do not insist on others of their amendments, have agreed to one of the amendments of the Legislative Assembly on an amendment of the Legislative Council, and have disagreed to the other amendment of the said amendments.

38. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act relating to Mining on Pastoral, Grazing, and other Lands*," with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 17th December, 1890.

39. MINES ACT 1890 AMENDMENT BILL (2).—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the above Message, intituled "*An Act relating to Mining on Pastoral, Grazing, and other Lands*," 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.

40. PARTITION LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendment made by the Legislative Assembly in this Bill having been read, the said amendment was read, and is as follows:—

Clause 8, line 36, after "viz." insert the following paragraph—

"The payment of the costs and expenses of and incidental to such sale which have not been otherwise specially dealt with or reserved to be dealt with under section sixteen of this Act; or"

On the motion of the Honorable J. M. Davies, the Legislative Council agreed to the said amendment, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

41. DECLARATIONS COMMISSIONERS BILL.—The Order of the Day for the consideration of the amendment made by the Legislative Assembly in this Bill having been read, on the motion of the Honorable Lt.-Col. Sir F. T. Sargood, the said amendment was read, and is as follows:—

Insert new clause—

"A. The signature of any person purporting to be the signature of a commissioner for taking declarations and affidavits to any declarations or affidavit or as a witness to any instrument or power of attorney or as attesting any signature or signature by mark shall be *prima facie* evidence that such person is a commissioner for taking declarations and affidavits and that he signed such declaration affidavit instrument power of attorney or attestation and that he had authority by virtue of this Act to take and receive such declaration or affidavit or to witness such instrument or power of attorney or to make such attestation (as the case may be)."

On the motion of the Honorable Lt.-Col. Sir F. T. Sargood, the Council agreed to the said amendment, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

42. COUNCILS OF CONCILIATION BILL.—The Honorable D. Melville moved, That this Bill be now read a second time.  
 Debate ensued.  
 The Honorable T. Dowling moved, That the debate be now adjourned.  
 Question—That the debate be adjourned until to-morrow—put and resolved in the affirmative.
43. CONTRACTORS' LIEN BILL.—The Honorable D. Melville moved, That this Bill be now read a second time.  
 Debate ensued.  
 The Honorable J. Bell moved, That the debate be now adjourned.  
 Question—That the debate be now adjourned until to-morrow—put and resolved in the affirmative.
44. AGRICULTURAL SHOW-YARDS SALE BILL.—The Honorable S. Fraser moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable S. Fraser moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable S. Fraser, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the same to be taken into consideration this day.  
 On the motion of the Honorable S. Fraser, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President 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 the Honorable S. Fraser, read a third time and *passed*.  
 The Honorable S. Fraser moved, That the following be the title of the Bill:—  
*“An Act to authorize the Sale of the Geelong and Western District Agricultural and Horticultural Society's Show Yards Site and for other purposes.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.
45. NORTH MELBOURNE RAILWAY LANDS EXCHANGE BILL.—The Honorable C. J. Ham moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable C. J. Ham moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable C. J. Ham, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
 On the motion of the Honorable C. J. Ham, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President 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 the Honorable C. J. Ham, read a third time and *passed*.  
 The Honorable C. J. Ham moved, That the following be the title of the Bill:—  
*“An Act to authorize an Exchange between the Victorian Railways Commissioners and the Proprietors of certain Lands at North Melbourne.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Council have agreed to the Bill without amendment.
46. SUPREME COURT RULES BILL.—The Honorable J. M. Davies moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. M. Davies moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill, and agreed to the same with an amendment, the Council ordered the Report to be taken into consideration this day.  
 On the motion of the Honorable J. M. Davies, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President 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 the Honorable J. M. Davies, read a third time and *passed*.  
 The Honorable J. M. Davies moved, That the following be the title of the Bill:—  
*“An Act relating to the Rules Regulations and Orders of the Supreme Court.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with an amendment, and requesting their concurrence therein.

47. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works,*" and acquaint the Legislative Council that the Legislative Assembly do not now insist on disagreeing with the amendments in such Bill insisted on by the Legislative Council, and do not insist on their amendment on the amendment of the Legislative Council in clause 136, with which the Legislative Council have disagreed.

M. H. DAVIES,  
*Speaker.*

Legislative Assembly,  
Melbourne, 17th December, 1890.

The Council adjourned at eleven minutes past eleven o'clock until to-morrow, at half-past four o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 46.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

THURSDAY, 18TH DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—  
The Water Act 1890—  
The Rodney Irrigation and Water Supply Trust.—Regulation No. 3.  
The Marquis Hill Irrigation and Water Supply Trust.—Loan.  
The Bairnsdale Irrigation and Water Supply Trust.—Regulation No. 1.  
Severally ordered to lie on the Table.  
The Honorable Lieut.-Col. Sir F. T. Sargood presented—  
Cattle-yards and Abattoirs, Flemington.—Return to an Order of the Legislative Council, dated 11th December inst., for a copy of the Correspondence relating to removal of Cattle-yards and Abattoirs at Flemington, within the City of Melbourne.  
Ordered to lie on the Table.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered, That the consideration of the Order of the Day No. 1, Government Business, be postponed until after the consideration of Order No. 2, Government Business, on the Paper for to-day.
6. MINES ACT 1890 AMENDMENT BILL (2).—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill. The President resumed the Chair; and the Honorable S. W. Cooke reported that the Committee had gone through the Bill, and agreed to the same without amendment.  
The Honorable H. Cuthbert moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration.  
Debate ensued.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable H. Cuthbert, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The President resumed the Chair; and the Honorable S. W. Cooke 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 the Council will, this day, again resolve itself into the said Committee.
7. FIRE BRIGADES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The President resumed the Chair; and the Honorable S. W. Cooke having reported that the Committee had agreed to the Bill with amendments,

The Honorable J. M. Davies moved, That this Bill be re-committed to a Committee of the whole Council for re-consideration of clause 37.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. M. Davies, the President left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of clause 37 of this Bill.

The President resumed the Chair; and the Honorable S. W. Cooke having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable J. M. Davies, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable J. M. Davies, read a third time and *passed*.

The Honorable J. M. Davies moved, That the following be the title of the Bill :—

*“An Act to make better provision for the Protection of Life and Property from Fire and for other purposes.”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act relating to the Rules Regulations and Orders of the Supreme Court,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 17th December, 1890.

M. H. DAVIES,  
Speaker.

9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor recommending amendments in the Bill intituled “*An Act to amend and continue an Act intituled ‘An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,’*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 18th December, 1890.

M. H. DAVIES,  
Speaker.

And the said Message was read and is as follows :—

HOPETOUN,  
Governor.

*Message.*

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendments which he desires to be made in a Bill intituled “*An Act to amend and continue an Act intituled ‘An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes’*” :—

In the Preamble, line 10, after the word “months” omit the word “will” and insert the words “is in such Act limited to.”

Line 11, after the word “December” omit the words “now next ensuing” and insert the words “in the present year.”

Government Offices,  
Melbourne, 18th December, 1890.

On the motion of the Honorable J. M. Davies, the Council agreed to the said amendments, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

10. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to amend ‘The Waterworks Construction Encouragement Act 1886,’*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 18th December, 1890.

M. H. DAVIES,  
Speaker.

11. WATERWORKS CONSTRUCTION ENCOURAGEMENT ACT 1886 AMENDMENT BILL.—The Honorable G. Young moved, That the Bill transmitted by the above Message, intituled “*An Act to amend ‘The Waterworks Construction Encouragement Act 1886,’*” 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.



12. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to make better provision for the Protection of Infant Life and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 18th December, 1890.

On the motion of the Honorable J. M. Davies, the Council ordered the said amendments to be taken into consideration this day.

13. MINES ACT 1890 AMENDMENTS BILL (2).—The Order of the Day for the further re-consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration thereof.

The President resumed the Chair, and the Honorable S. W. Cooke having reported that the Committee had agreed to the Bill with amendments—

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be re-committed to a Committee of the whole Council for further re-consideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration of this Bill.

The President resumed the Chair, and the Honorable S. W. Cooke having reported that the Committee had agreed to the Bill with further amendments, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and *passed*.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—

"*An Act relating to Mining on Pastoral Grazing and other lands.*"

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly, with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

14. WATERWORKS CONSTRUCTION ENCOURAGEMENT ACT 1886 AMENDMENT BILL.—The Honorable G. Young moved, That this Bill be now read a second time.

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

The Honorable G. Young moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable G. Young, the President left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The President resumed the Chair; and the Honorable S. W. Cooke having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable G. Young, the Council adopted the Report from the Committee of the whole on this Bill.

The President 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 the Honorable G. Young, read a third time and *passed*.

The Honorable G. Young moved, That the following be the title of the Bill:—

"*An Act to amend 'The Waterworks Construction Encouragement Act 1886.'*"

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly, with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.

15. INFANT LIFE PROTECTION BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Assembly in this Bill having been read—On the motion of the Honorable J. M. Davies the said amendments were read, and are as follow:—

Clause 1, line 6, omit "first" and insert "thirty-first."

" line 7, omit "November" and insert "January"; and omit "ninety" and insert "ninety-one."

Clause 4 (page 2), line 11, omit "and" and insert "or."

Clause 5, add the following words:—"The person in whose charge such register shall be kept shall give to the person so registering a certificate under his hand of such registration or renewal which shall in all matters be *primâ facie* evidence of such registration or renewal."

Clause 6 (page 3), line 4, after "class" insert the following:—"For regulating the inspection from time to time of such houses and infants."

Clause 7, line 15, after "Act" insert "or to renew any registration."

" line 18, after "registered" insert "or for a renewal of registration" and after "properly" insert "nurse and."

- Clause 7, line 20, after "register" insert "or renew the registration of."  
 ,, line 22, after "registered" insert "and situated in a suitable locality."  
 Clause 8, line 24, after "be" insert "forthwith."  
 ,, line 29, after "shall" insert "forthwith."  
 ,, line 31, after "occupation" insert "of the parents of such child and."  
 ,, line 34, omit "and" and insert "or."  
 ,, line 41, after "shall" insert "cause the person from whom any such infant is received or by whom any such infant is removed to sign such entry and shall."  
 ,, line 46, omit "of the rank of senior constable."  
 ,, line 47, after "station" insert "if of the rank of senior constable or by any member of the police force being a."  
 ,, (page 4), line 5, after "required" insert "or to obtain such signature thereto."  
 Clause 9, line 15, after "section" insert "or furnish false particulars of any matter which is required to be entered in such roll."  
 ,, line 18, omit "and" and insert "or."  
 Clause 10 (page 5), line 13, after "shall" insert "if such registration be not cancelled."  
 Clause 11, line 18, omit "two" and insert "three."  
 ,, line 31, omit "two" and insert "three."  
 ,, line 39, omit "and" and insert "or."  
 Clause 13, line 9, after "that" insert "the preceding provisions of."  
 ,, line 14, after "that" insert "such provisions of."  
 ,, at the end of the clause add the following proviso:—"Provided that any justice of the peace may suspend in any particular case the operation of the preceding provisions of this Act for the period of eight days to enable such order to be obtained from the Chief Secretary."  
 Clause 14, add the following words:—"and shall come within the operation of any regulations made under the said section, and regulations made under the said section may provide that the Board of Public Health or any person whose duty it is under the regulations to register private hospitals may refuse to register, and the Board or Public Health may refuse to renew or may cancel the registration of any private hospital if they consider after due inquiry the premises or the situation thereof unsuitable or the management or sanitary regulation unsatisfactory."  
 Clause 16, line 36, after "food" insert "nursing."  
 ,, (page 7), lines 1 to 4, omit the following words:—"but such Court of Petty Sessions may suspend the sentence until further notice if the offender enter into his own recognisances with or without one or more sureties as to such Court seems fit to come up for judgment when called upon."  
 Clause 20 (page 8), line 1, after "Act" insert "except those contained in section seventeen."  
 Clause 21, lines 13 to 16, omit the following words:—"and such other information as the Chief Commissioner may require touching such person or such child or its parents or guardians and the Chief Commissioner shall enter such particulars in a register to be kept by him for that purpose."  
 Clause 24, omit this clause.

Insert the following new clause (to follow Clause 6)—

The Chief Commissioner or any member of the police force authorized in that behalf by the Chief Commissioner, and accompanied by a legally qualified medical practitioner, if the Chief Commissioner or such member of the police force (as the case may be) think fit, may from time to time subject to regulations made as aforesaid inspect any house registered under this Act and any infant or infants retained in or received into any such house.

On the motion of the Honorable J. M. Davies, the Council agreed to the said several amendments, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

15. MESSAGES FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Messages from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to make better provision for the Protection of Life and Property from Fire and for other purposes*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 18th December, 1890.

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the Law of Evidence*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with amendments with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 18th December, 1890.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the said amendments were read, and are as follow:—

Clause 3, line 12, omit "such."

,, line 13, omit "aforesaid" and insert "hereinafter provided."

Clause 5, line 1, before "The" insert "Any judge without any application may and"

,, line 5, omit "or without such application."

,, At end of clause add the following words:—"Provided that the judge, chairman or justices may decide in his or their discretion by whom such costs shall be paid."

Clause 12, lines 3 and 4, omit "and the person or persons liable to pay such fees respectively."

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Legislative Council agreed to the several amendments made by the Legislative Assembly in this Bill, and Ordered—That a Message be transmitted to the Legislative Assembly acquainting them therewith.

And the Council having continued to sit till after twelve of the clock

FRIDAY, 19TH DECEMBER, 1890,

16. MESSAGES FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Messages from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act relating to Mining on Pastoral Grazing and other Lands*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 18th December, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the Waterworks Construction Encouragement Act 1886*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 19th December, 1890.

M. H. DAVIES,  
Speaker.

17. NATIONAL CONVENTION.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That in the absence of any Representative of this Colony from the National Convention to be held in Sydney in March, 1891, or in the event of any vacancy by death, resignation, or otherwise in such representation, the Governor, with the advice of the Executive Council, is hereby empowered, "until the next meeting of Parliament," to appoint a Member of the Legislative Council or Legislative Assembly, as the case may be, to "act" as a Representative of the Colony in such Convention during such absence or to fill such vacancy.

Debate ensued.

The Honorable H. Cuthbert moved as an amendment, That the words "until the next meeting of Parliament, in line five, be omitted, and that the words "until the next meeting of Parliament," be inserted in line six, after the word "act."

Debate continued.

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

Ayes, 8.  
The Hon. Sir B. Benjamin  
J. H. Connor  
S. W. Cooke  
J. M. Davies  
C. J. Ham  
Lieut.-Col. Sir F. T. Sargood  
G. Simmie  
F. Brown (*Teller*)

Noes, 8.  
The Hon. H. Cuthbert  
T. Dowling  
D. Ham  
W. McCulloch  
E. Morey  
J. A. Wallace  
W. I. Winter-Irving  
J. M. Pratt (*Teller*).

The Tellers having declared the numbers to be respectively 8, or equal, the President gave his vote with the Ayes, and declared the question to have passed in the affirmative.

Question—That in the absence of any Representative of this Colony from the National Convention to be held in Sydney in March, 1891, or in the event of any vacancy by death, resignation, or otherwise in such representation, the Governor, with the advice of the Executive Council, is hereby empowered, "until the next meeting of Parliament," to appoint a Member of the Legislative Council or Legislative Assembly, as the case may be, to "act" as a Representative of the Colony in such Convention during such absence or to fill such vacancy—put and resolved in the affirmative.

18. COPIES OF CONSOLIDATION STATUTES FOR THE CHIEF JUSTICE, MR. MCKINNON, AND MR. MACKAY.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That in compliance with the request of His Honor Chief Justice Higinbotham, a handsomely bound copy of the Consolidated Statutes be presented to His Honor, and also to Donald McKinnon, Esq., and Francis Hugh Mackay, Esq.

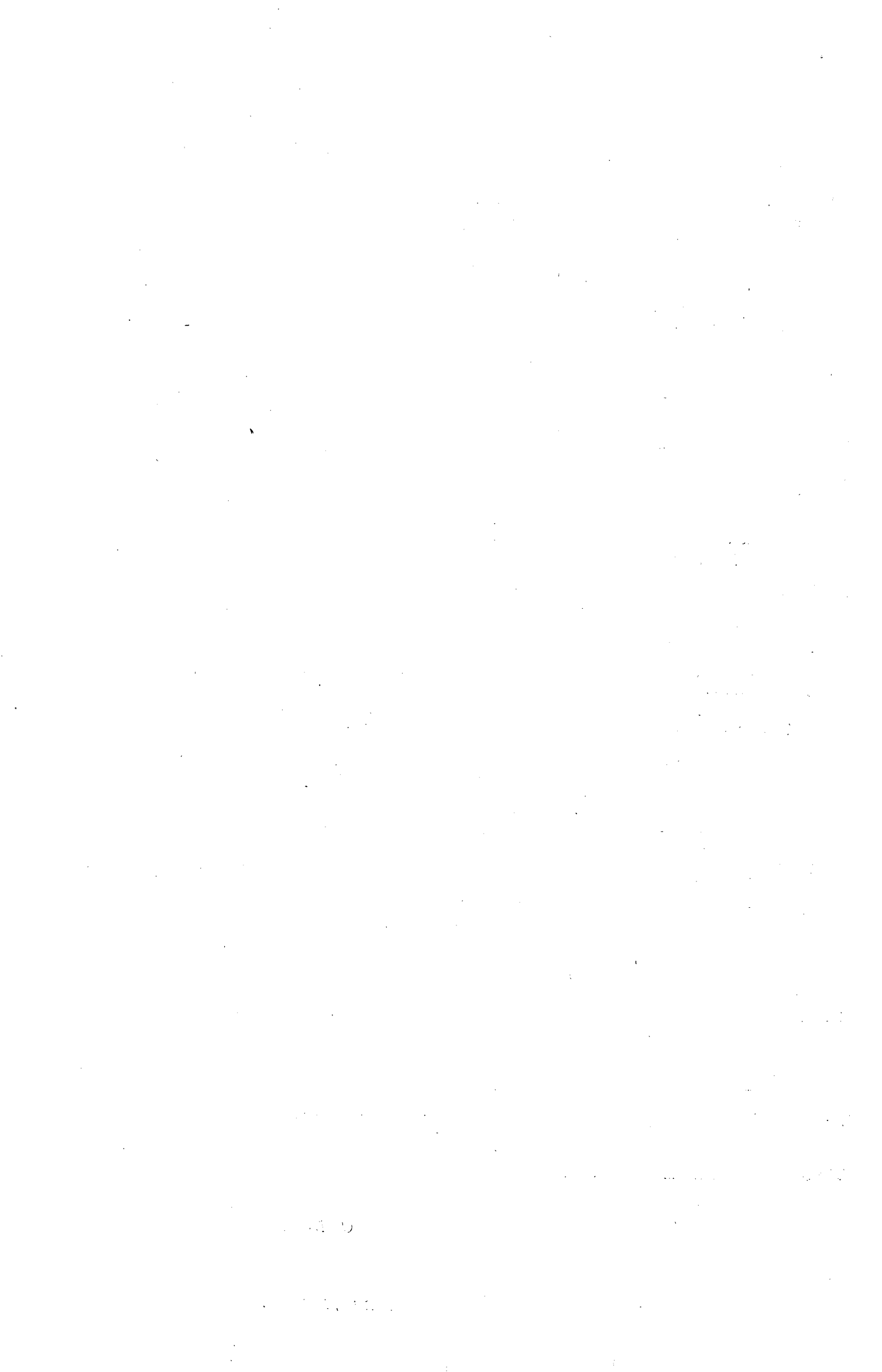
Question—put and resolved in the affirmative.

19. ADJOURNMENT.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, that the Council at its rising adjourn until to-morrow, at eleven o'clock.

Question—put and resolved in the affirmative.

The Council at fifteen minutes past one o'clock, a.m., adjourned until to-morrow at eleven o'clock.

JOHN BARKER,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 47.

## Minutes of the Proceedings

OF THE

## LEGISLATIVE COUNCIL.

SATURDAY, 20TH DECEMBER, 1890.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The Honorable Lieut.-Col. Sir F. T. Sargood presented, pursuant to Act of Parliament—  
Companies Act 1890.—Summary of Statements for the year 1889 made by Companies transacting Life Assurance business in Victoria, together with Statements and Abstracts on which it is based.  
Ordered to lie on the Table.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable Lieut.-Col. Sir F. T. Sargood, and the same was read is as follow :—

HOPETOUN,  
*Governor.*

*Message.*

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Council, for their consideration, the following amendments which he desires to be made in a Bill intituled "*An Act to make better provision for the Protection of Infant Life and for other purposes*" :—

Clause 9, page 4, last line of clause, omit "and," substitute "or."

Clause 21, line 5, omit "seventeen," substitute "eighteen."

Schedule.—In first column, opposite the word "Crimes" insert "1079," and opposite the word "Health" insert "1098."

Government Offices,  
Melbourne, 19th December, 1890.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council agreed to the several amendments recommended by His Excellency the Governor, and ordered the Message to be transmitted to the Legislative Assembly, with a Message requesting their concurrence therein.

6. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor, recommending amendments in the Bill intituled "*An Act to provide for the better local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 20th December, 1890.

HOPETOUN,  
Governor.

Message.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly, for their consideration, the following amendments which he desires to be made in a Bill intituled "*An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works*":—

Clause 4, at end of clause insert the following paragraph—

"Any reference in any Act by-law or regulation to the Board of Land and Works, so far as such reference relates to any property to be vested in the Board by this Act, shall after such vesting be deemed (unless inconsistent with the context) to refer to the Board."

Clause 139, line 6, omit "sixty-three," substitute "sixty-four."

Government Offices,  
Melbourne, 19th December, 1890.

On the motion of the Honorable Lieut.-Colonel Sir F. T. Sargood, the Council agreed to the several amendments recommended by His Excellency the Governor, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor recommending amendments in the Bill intituled "*An Act relating to the Rules Regulations and Orders of the Supreme Court*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

M. H. DAVIES,  
Speaker.

Legislative Assembly,  
Melbourne, 20th December, 1890.

HOPETOUN,  
Governor.

Message.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly, for their consideration, the following amendments which he desires to be made in a Bill intituled "*An Act relating to the Rules Regulations and Orders of the Supreme Court*":—

Clause 4, line 3, omit "Regulations" and substitute "General Rules."

" line 5, before "Order" insert "Rule or."

" line 8, omit "last mentioned" and substitute "rule or."

" line 9, after "Order" insert "made on the said eleventh day of November."

" line 10, before "Order" insert "Rule or."

" line 11, before "Order" insert "Rule or."

Government Offices,  
Melbourne, 19th December, 1890.

On the motion of the Honorable Lieut.-Colonel Sir F. T. Sargood, the Council agreed to the several amendments recommended by His Excellency the Governor, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor recommending amendments in the Bill intituled "*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne, Richmond, Prahran, Collingwood, and St. Kilda and for other purposes*," and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council

Legislative Assembly,  
Melbourne, 20th December, 1890.

M. H. DAVIES,  
Speaker.

HOPETOUN,  
Governor.

Message.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly, for their consideration, the following amendments which he desires to be made in a Bill intituled "*An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes*":—

Clause 20, line 18, before "drainage" insert "sewerage or."

" line 20, before "drainage" insert "sewerage or."

Clause 21, line 9, after "works" omit "or" and substitute "for."

Clause 43, line 5, omit "work" and substitute "works."

" line 8, after "whereby" omit "a" and substitute "the."

Government Offices,  
Melbourne, 19th December, 1890.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council agreed to the said several amendments, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

9. MESSAGES FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Messages from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Message from His Excellency the Governor recommending amendments in the Bill intituled "*An Act to make better provision for the Protection of Infant Life, and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill.

Legislative Assembly,  
Melbourne, 20th December, 1890.

M. H. DAVIES,  
Speaker.

MR. PRESIDENT,

The Legislative Assembly acquaint the Legislative Council that they concur with the Legislative Council in the resolutions relating to the New Hebrides agreed to by the Legislative Council.

Legislative Assembly,  
Melbourne, 20th December, 1890.

M. H. DAVIES,  
Speaker.

10. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable Lieut.-Col. Sir F. T. Sargood, and the same was read, and is as follows :—

HOPETOUN,  
Governor.

Message.

The Governor informs the Legislative Council that he has caused the following Acts, intituled respectively—

"*An Act to consolidate the Laws relating to Banks and the Currency,*"

"*An Act to consolidate the Law relating to Passengers Harbours and Navigation,*"

"*An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes,*"

"*An Act to consolidate the Law relating to the maintenance in Victoria of a Branch of the Royal Mint,*"

which were reserved on the tenth day of July last for the signification of Her Majesty's pleasure thereon, and which received Her Majesty's Assent on the twenty-first day of October last, to be proclaimed in the *Victoria Government Gazette*, a copy of which is transmitted herewith.

Government Offices,  
Melbourne, 19th December, 1890.

## THE ROYAL ASSENT TO CERTAIN ACTS OF PARLIAMENT.

### PROCLAMATION

By His Excellency the Right Honorable JOHN ADRAIN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope, in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; 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, &c., &c., &c.

WHEREAS by the *Constitution Statute* it is amongst other things enacted that the provisions of the Act of the fourteenth year of Her Majesty, chapter fifty-nine, and of the Act of the fifth and sixth years of Her Majesty, chapter seventy-six, *For the Government of New South Wales and Van Diemen's Land*, which relate to the giving and withholding of Her Majesty's assent to Bills, and the reservation of Bills for the signification of Her Majesty's pleasure thereon, and the instructions to be conveyed to governors for their guidance in relation to the matters aforesaid, and the disallowance of Bills by Her Majesty, shall apply to Bills to be passed by the Legislative Council and Assembly constituted under the *Constitution Act of Victoria* and the now-reciting Statute, and by any other legislative body or bodies which may at any time hereafter be substituted for the present Legislative Council and Assembly: And whereas the Bills hereinafter mentioned were reserved for the signification of Her Majesty's pleasure thereon: And whereas by an Order of the Queen in Council made on the twenty-first day of October, One thousand eight hundred and ninety, a copy whereof is hereto appended, Her Majesty has been pleased to assent to the said Bills: Now therefore I, the Governor of Victoria, in pursuance of the provisions of the aforesaid Acts, do by this my Proclamation signify that the Bills, the titles whereof are hereinafter set forth, which were reserved for the signification of Her Majesty's pleasure thereon upon the tenth day of July, in the year One thousand eight hundred and ninety, have been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same, that is to say:—

"*An Act to consolidate the Laws relating to Banks and the Currency.*"

"*An Act to consolidate the Law relating to Passengers Harbours and Navigation.*"

"*An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes.*"

"*An Act to consolidate the Law relating to the Maintenance in Victoria of a Branch of the Royal Mint.*"

Given under my Hand and the Seal of the Colony, at Melbourne, this eighth day of December, in the year of our Lord One thousand eight hundred and ninety, and in the fifty-fourth year of Her Majesty's reign.

(L.S.)

By His Excellency's Command,

HOPETOUN.

D. GILLIES,  
Premier.

*At the Court at Balmoral, the twenty-first day of October, 1890.*

PRESENT :

The Queen's Most Excellent Majesty.

Lord President,  
Viscount Cross,

Sir Henry Ponsonby,  
Lord Shand.

WHEREAS by an Act passed in the fifth and sixth years of Her Majesty's reign, entitled *An Act for the Government of New South Wales and Van Diemen's Land*, it is amongst other things enacted that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New South Wales until the Governor of the said Colony shall signify, either by speech or message to the Legislative Council of the said Colony, or by Proclamation as therein aforesaid, that such Bill has been laid before Her Majesty in Council and that Her Majesty has been pleased to assent to the same :

And whereas by another Act passed in the thirteenth and fourteenth years of Her Majesty's reign, entitled "*An Act for the better Government of Her Majesty's Australian Colonies*," it was provided among other things that the provisions of the said former Act concerning the reservation of Bills for the signification of Her Majesty's pleasure thereon should apply to and be in force in the Colony of Victoria.

And whereas the said provisions were maintained in force as regards Bills passed by the Legislative Council and Legislative Assembly of the said Colony by a subsequent Act passed in the eighteenth and nineteenth years of the reign of Her said Majesty, entitled "*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*."

And whereas on the tenth day of July, One thousand eight hundred and ninety, the Governor of the said Colony of Victoria reserved certain Bills passed by the Legislative Council and Legislative Assembly of the said Colony, entitled respectively "*An Act to consolidate the Laws relating to Banks and the Currency*;" "*An Act to consolidate the Law relating to Passengers Harbours and Navigation*;" "*An Act to consolidate the Laws relating to Marriage and to Custody of Children and to Deserted Wives and Children and to Divorce and Matrimonial Causes*;" and "*An Act to consolidate the Law relating to the Maintenance in Victoria of a Branch of the Royal Mint*," for the signification of Her Majesty's pleasure thereon :

And whereas the said Bills so reserved as aforesaid have been laid before Her Majesty in Council, and it is expedient that the said Bills should be assented to by Her Majesty :

Now therefore Her Majesty, in pursuance of the said Acts, and in exercise of the powers thereby reserved to Her Majesty as aforesaid, doth by this present Order, by and with the advice of Her Majesty's Privy Council, declare Her assent to the said Bills.

And the Right Honorable Lord Knutsford, one of Her Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

C. L. PEEL.

Ordered to lie on the Table.

11. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable Lieut.-Col. Sir F. T. Sargood, and the same was read, and is as follows :—

HOPETOUN,  
Governor.

Message.

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk of the Parliaments, viz. :—

- "*An Act to amend the Melbourne Harbor Trust Act 1890 and for other purposes.*"
- "*An Act to consolidate and amend the Law relating to the Registration of Trade Marks.*"
- "*An Act to amend and continue an Act intituled 'An Act to authorize the Construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.'*"
- "*An Act to correct further Errors in the consolidating Acts.*"
- "*An Act to authorize the issue of Treasury Bonds.*"
- "*An Act to apply out of the Railway Loan Account 1888 or temporarily out of The Public Account certain Sums of Money for Railway Works and other purposes.*"
- "*An Act to sanction the issue and application of certain Sums of Money as Loans for Irrigation Works and Water Supply in the Country Districts and for other purposes.*"
- "*An Act to amend the Mines Act 1890.*"
- "*An Act to amend the Law relating to Partition.*"
- "*An Act to provide for the appointment of Commissioners for taking Declarations.*"
- "*An Act to authorize the Sale of the Geelong and Western District Agricultural and Horticultural Society's Show Yards Site and for other purposes.*"
- "*An Act to authorize an Exchange between the Victorian Railways Commissioners and the proprietors of certain Lands at North Melbourne.*"

Government Offices,  
Melbourne, 19th December, 1890.

Ordered to lie on the Table.

12. APPROACH OF HIS EXCELLENCY THE GOVERNOR.—The approach of His Excellency the Governor was announced by the Usher.



13. ROYAL ASSENT TO BILLS.—His Excellency the Governor came into the Council Chamber, and commanded the Usher to desire the attendance of the Legislative Assembly in the Council Chamber; who being come with their Speaker, he, after a short speech to his Excellency, delivered the Appropriation Bill to the Clerk of the Parliaments who brought it to the table.

His Excellency was then pleased to assent, in the name of Her Majesty the Queen, to the following Bills:—

- “An Act to apply a Sum out of the Consolidated Revenue to the Service of the Year ending on the thirtieth day of June One thousand eight hundred and ninety-one, and to appropriate the Supplies granted in this Session of Parliament.”
- “An Act to authorize the Suburban Tramways Company Limited to construct Tramways in the Cities of Melbourne Richmond Prahran Collingwood and St. Kilda and for other purposes.”
- “An Act to amend ‘The Railway Loan Act 1888’ and for other purposes.”
- “An Act to provide for the better Local Management of the Metropolis and for the creation of a Melbourne and Metropolitan Board of Works.”
- “An Act to make better provision for the Protection of Infant Life and for other purposes.”
- “An Act relating to the Rules Regulations and Orders of the Supreme Court.”
- “An Act to make better provision for the protection of Life and Property from Fire and for other purposes.”
- “An Act to amend the Law of Evidence.”
- “An Act relating to Mining on Pastoral Grazing and other Lands.”
- “An Act to amend ‘The Waterworks Construction Encouragement Act 1886.’”

the Royal Assent severally read by the Clerk of the Parliaments in the following words:—

“In the name and on behalf of Her Majesty, I assent to this Act.”

14. RESERVATION OF BILL FOR SIGNIFICATION OF HER MAJESTY'S PLEASURE.—His Excellency was pleased to reserve for the signification of Her Majesty's pleasure, the following Bill:—

“An Act to amend the Law relating to Marriage.”

15. His Excellency was then pleased to speak as follows:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

I am happy to be able to release you from your labours in such good time that you will be able to commence a new session at a convenient period before the beginning of the next financial year.

It is with deep gratification that I record the fact that the first work done by Parliament in this session was to pass unanimously, and with enthusiasm, a motion concurring in the resolutions adopted by the Australasian Federation Conference, held at Melbourne in February last, setting out that “the best interests and the present and future prosperity of the Australasian Colonies will be promoted by an early union under the Crown,” and that, in pursuance of such motion, you appointed delegates to a National Australasian Convention to consider and report upon an adequate scheme for a Federal Constitution.

It has been arranged that this Convention will meet at Sydney, early in March next, and it is to be hoped that, under the blessing of Divine Providence, their labours, guided by the ability, patriotism, and statesmanship of the representatives there assembled, will result in the framing of a Federal Constitution which will be acceptable to the Parliaments and peoples of the colonies of Australasia, and will enable Victoria, without sacrificing her interests or foregoing the due management of her local affairs, to become portion of a great Australian Dominion.

In the meantime the Federal Council of Australasia, which is at present the only legal means for united utterance and action on the part of these Colonies, has been convened by His Excellency the Governor of Tasmania to hold its Fourth Session in Hobart in January next, when the resolutions which you have passed respecting the position of affairs in the New Hebrides will doubtless receive consideration.

I congratulate you on the completion of the great work by which the statute law of Victoria down to this present session has been consolidated, and it is to be hoped that this is only a forerunner of the greater work of the codification of the common law and the statute law, which the consolidation has greatly facilitated.

The labour and responsibility of this consolidation have been borne by George Higinbotham, Esquire, Chief Justice of Victoria, to whom the colony is principally indebted for the result achieved, and who has in consequence been paid the high, well-merited, and in this colony, with one exception, unprecedented honour of receiving the thanks of both Houses of Parliament.

The country has recently passed through a lamentable industrial crisis, which for a time paralyzed industry. Happily, the struggle is now over, though it is to be feared that its effects will be long felt by all classes. A most gratifying circumstance connected with the unhappy event is that, owing to the deep-seated desire of all classes in the community to observe and maintain social order, there was an almost entire absence of those acts of violence which have so often marked similar struggles elsewhere. My Advisers, during the recess, will consider what means can be adopted to prevent the recurrence of such industrial conflicts in the future.

It is fully anticipated that the new principle you have adopted in appointing a Parliamentary Standing Committee on Railways, which is, with commendable zeal and energy, giving careful and continuous consideration to the whole question of railway construction, may result in that Committee being able to recommend for your approval a scheme of railway construction whereby the necessities of the several districts of the colony may be efficiently and economically met.

The Act for the creation of a Metropolitan Board of Works will enable the metropolitan municipalities to unite together for the first time in order to initiate a complete and uniform system of sewerage and drainage throughout the metropolitan area, and to carry into effect the many improvements which it was impracticable for any one municipality to effect.

During the session you have been enabled to place upon the Statute-book a number of measures which will be beneficial to the country. The Infants Life Protection Act is intended to put a stop to the great destruction of infant life, recent revelations concerning which have alarmed and shocked the public. The Act for amending the law relating to Fire Brigades has for the first time put our system of Fire Brigades on a certain and satisfactory footing, and should lead to their increased efficiency. The Law of Evidence Act provides for taking evidence in short-hand, and is expected to economise time and lessen the expense in connexion with legal proceedings. The Declaration Commissioners Act will confer a benefit upon residents in country districts by enabling statutory declarations to be made more conveniently than can be done at present. The Act relating to Mining on Pastoral Lands validates mining and mineral leases already granted, and makes provision for carrying into effect the intention of the Legislature in connexion with the granting of mining leases; and the Trade Marks Act will prevent the colourable or fraudulent imitation of British or Australian manufactured goods by dishonest manufacturers.

The Act to provide for the taking of the census of the people of Victoria on the Fifth day of April next—on which day the census will be taken in every part of the British Empire—will, I trust, prove that there has been during the last ten years a substantial increase in population and prosperity, not only in this colony, but throughout the great Empire of which Victoria is part.

The substantial reduction in postage to Europe which will come into force on the 1st of January next, as arranged by the recent Postal Conference held in Adelaide, and the great reduction in the cost of telegrams between Europe and Victoria, which it is expected will be finally effected early next year, will, it is to be hoped, not only add to our material prosperity but bind us closer to all parts of the Empire.

It is to be regretted that time did not permit the passing into law of a Bill dealing with the amendment of the Local Government Act. A measure for this important purpose will be submitted to you by my Advisers early next session.

**MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :**

I thank you on behalf of Her Majesty for the liberality with which you have granted supplies for carrying on the Public Service and to assist in further developing the resources of the country.

**MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :**

**MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :**

Three important Royal Commissions having been engaged for some time past in considering the questions of our gold supply, our coal supply, and the condition of our various public charities, it is to be hoped that during the recess they will be enabled to report to me, so that my Advisers will be able to submit to you during next session legislation founded on the result of their labours.

During the recess my Advisers will carefully consider what legislation will be necessary in the interests of the country, and the result of their deliberations will be submitted for your approval when you are again called together for the despatch of business.

In relieving you for the present from your legislative duties, it gratifies me to be able to assure you that, in spite of the industrial troubles through which we have so recently passed, the financial position of this country is thoroughly sound, and that all the chief producing industries continue to be prosperous.

I now, in Her Majesty's name, declare this Parliament to be prorogued to Tuesday, the 17th day of February next, and it is prorogued accordingly.

**JOHN BARKER,**  
Clerk to the Legislative Council.

## SELECT COMMITTEES

APPOINTED DURING THE SESSION 1890,

*Including the Parliamentary Standing Committee on Railways.*

### No. 1.—ADDRESS IN REPLY.

Appointed 21st May, 1890.

The Hon. Lieut.-Col. Sargood  
D. Melville  
S. Fraser  
G. Young  
W. I. Winter-Irving

The Hon. C. J. Ham  
E. Morey  
H. Cuthbert  
J. M. Davies.

### No. 2.—STANDING ORDERS.

Appointed 10th June, 1890.

The Hon. The President  
J. Bell  
Dr. Dobson  
J. Service  
Lieut.-Col. Sir F. T. Sargood\*†

The Hon. W. A. Zeal  
S. W. Cooke  
J. M. Davies†  
A. Wynne.\*

\* Re-appointed after re-election, 9th September, 1890.

† Vacated seat by acceptance of office of profit, and re-elected 2nd December, 1890.

### No. 3.—LIBRARY (JOINT).

Appointed 10th June, 1890.

The Hon. The President  
D. Melville  
F. Brown

The Hon. Dr. Le Fevre  
H. Cuthbert.\*

\* Re-appointed after re-election, 9th September, 1890.

### No. 4.—PARLIAMENT BUILDINGS (JOINT).

Appointed 10th June, 1890.

The Hon. The President  
S. Fraser  
N. Thornley

The Hon. C. J. Ham  
J. Balfour.\*

\* Re-appointed after re-election, 9th September, 1890.

### No. 5.—REFRESHMENT ROOMS (JOINT).

Appointed 10th June, 1890.

The Hon. J. A. Wallace\*  
J. Buchanan  
J. P. MacPherson†

The Hon. W. I. Winter-Irving\*  
J. H. Abbott  
J. M. Pratt.‡

\* Re-appointed after re-election, 9th September, 1890.

† Retired by rotation.

‡ Appointed 9th September, 1890.

## No. 6.—PRINTING.

Appointed 10th June, 1890.

The Hon. The President	The Hon. H. Gore
D. Coutts	G. Davis
D. Ham	E. Morey
S. Austin	G. S. Coppin.
J. M. Davies*	

\* Re-appointed after re-election, 2nd December, 1890.

## No. 7.—ELECTIONS AND QUALIFICATIONS.

Appointed (by President's Warrant) 24th June, 1890.

The Hon. J. Bell	The Hon. C. J. Ham
F. Brown	J. M. Pratt
S. W. Cooke	W. A. Zeal.
J. M. Davies	

## No. 8.—PRINCE'S BRIDGE—IMPROVEMENTS NEAR.

Appointed 10th September, 1890.

The Hon. Lieut.-Col. Sir F. T. Sargood	The Hon. N. Thornley
H. Gore	H. Cuthbert
W. I. Winter-Irving	G. S. Coppin.

## No. 9.—RAILWAYS STANDING COMMITTEE BILL.

Appointed 1st October, 1890.

The Hon. J. Service	The Hon. C. J. Ham
N. Fitzgerald	D. Melville
J. M. Davies	J. M. Pratt
J. H. Abbott	N. Thornley
S. W. Cooke	Lieut.-Col. Sir F. T. Sargood.

## No. 10.—PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT)

Appointed 15th October, 1890.

The Hon. Lieut.-Col. Sir F. T. Sargood*	The Hon. S. Fraser*
W. A. Zeal	J. Buchanan‡
H. Gore	G. Young‡
N. Thornley†	D. Melville.§

\* Ceased to be a member on his becoming a Minister of the Crown.

† Resigned.

‡ Appointed a member, 5th November, 1890.

§ Appointed a member, 10th December, 1890.

VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 1.

Extracted from the Minutes.

WEDNESDAY, 25TH JUNE, 1890.

No. 1.—DECLARATIONS COMMISSIONERS BILL.—Clause 8:—

8. The Governor in Council may from time to time make alter or rescind regulations fixing the scale of fees to be paid to commissioners under this Act for taking and receiving declarations or affidavits pursuant to the provisions of this Act; but no fee shall be taken by such commissioner for attesting any instrument or power of attorney under the fifth section of this Act.

Such regulations when published in the *Government Gazette* shall have the full force of law.

Motion made and question put—That Clause 8, as amended, stand part of the Bill.—(*The Hon. H. Cuthbert.*)

Committee divided.

Ayes, 17.

- The Hon. J. Bell
- Sir B. Benjamin
- J. Buchanan
- J. S. Butters
- S. W. Cooke
- D. Coutts
- H. Cuthbert
- J. M. Davies
- G. Davis
- T. Dowling
- N. FitzGerald
- C. J. Ham
- D. Ham
- J. M. Pratt
- G. Simmie
- G. Young
- Lt.-Col. Sir F. T. Sargood (*Teller*).

Noes, 6.

- The Hon. J. H. Abbott
- J. H. Connor
- S. Fraser
- D. Melville
- W. H. S. Osmand
- C. Sargeant (*Teller*).



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 2.

Extracted from the Minutes.

TUESDAY, 29<sup>TH</sup> JULY, 1890.

No. 1.—INFANT LIFE PROTECTION BILL.—Clause 16.—If any person wilfully and without reasonable excuse neglect to provide adequate food clothing medical aid or lodging for any child in his or her care or custody or wilfully ill-treat or expose any child or cause or procure any child to be neglected ill-treated or exposed, then if such child being a boy be under the age of fourteen years or being a girl be under the age of sixteen years and if any such neglect ill-treatment or exposure have resulted or appear likely to result in causing bodily suffering or permanent or serious injury to the health of such child such person shall be guilty of an offence against this Act, and shall on conviction thereof before a court of petty sessions be liable to imprisonment for a period not exceeding twelve months or to a penalty not exceeding Fifty pounds, but such court of petty sessions may suspend the sentence until further notice if the offender enter into his own recognisances with or without one or more sureties as to such court seems fit to come up for judgment when called upon.

Motion made and question put that clause 16, as amended, stand part of the Bill.—(*The Hon. J. Balfour.*)  
Committee divided.

Ayes, 10.

The Hon. J. Balfour  
S. W. Cooke  
H. Cuthbert  
T. Dowling  
Dr. Le Fevre  
C. Sergeant  
G. Simmie  
N. Thornley  
G. Young  
Lt.-Col. Sir F. T. Sargood (*Teller*).

Noes, 19.

The Hon. Dr. Beaney  
J. Buchanan  
J. S. Butters  
Sir W. J. Clarke, Bart.  
J. M. Davies  
G. Davis  
N. FitzGerald  
S. Fraser  
H. Gore  
C. J. Ham  
D. Ham  
D. Melville  
E. Morey  
W. H. S. Osmand  
J. M. Pratt  
D. S. Wallace  
W. I. Winter-Irving  
A. Wynne  
J. H. Abbott (*Teller*).





VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 3.

Extracted from the Minutes.

TUESDAY, 5TH AUGUST, 1890.

No. 1.—REAL PROPERTY ACT 1890 AMENDMENT BILL.—Clause 5.—Where any private road street or passage exists on land not Crown land and the owner or owners registered proprietor or proprietors of the fee-simple of all the land abutting upon such road street or passage solely (if only one) or collectively (if more than one) is or are the only person or persons entitled to easements over such road street or passage but the fee of such road street or passage is outstanding in some person or persons other than such owner or owners registered proprietor or proprietors as aforesaid, such owner or owners registered proprietor or proprietors shall for the purpose of making an application under section six of this Act be deemed solely or collectively the owner or owners of the fee-simple in equity of such road street or passage subject to subsisting easements and encumbrances, and the person or persons in whom the fee of such road street or passage is outstanding be deemed to hold the same in trust for such equitable owner or owners.

Amendment proposed—That at the end of the clause the following words be inserted, viz.:—“Provided always that the consent of the council of the municipality in which such private road street or passage is situate shall have been first obtained to such an arrangement.”—(*Hon. W. A. Zeal.*)

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

Committee divided.

Ayes, 14.

The Hon. Dr. Beaney  
F. Brown  
J. S. Butters  
Sir W. J. Clarke, Bart.  
J. H. Connor  
N. FitzGerald  
S. Fraser  
H. Gore  
W. McCulloch  
D. Melville  
E. Morey  
J. A. Wallace  
W. A. Zeal  
W. I. Winter-Irving (*Teller*).

Noes, 16.

The Hon. J. Balfour  
J. Bell  
Sir B. Benjamin  
J. Buchanan  
S. W. Cooke  
H. Cuthbert  
J. M. Davies  
T. Dowling  
C. J. Ham  
D. Ham  
C. H. James  
J. M. Pratt  
Lt.-Col. Sir F. T. Sargood  
J. Service  
N. Thornley  
S. Austin (*Teller*).



VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL

No. 4.

Extracted from the Minutes.

TUESDAY, 19<sup>TH</sup> AUGUST, 1890.

No. 1.—REAL PROPERTY ACT 1890 AMENDMENT BILL.—Proposed new Clause F.—Nothing herein or in the *Real Property Act* 1890 contained shall be deemed to have justified any encroachment upon any public highway in any city town or borough. If any building wall fence or other erection has been so erected as to encroach upon any public highway as defined upon the plan thereof adopted by the local authority of the district within which such public highway is situated and such building wall fence or other erection where so encroaching shall be taken down or removed or the construction thereof altered any building wall fence or other erection so reconstructed or which shall be erected on the same site shall be erected or reconstructed so as not to encroach upon the alignment of such public highway defined as aforesaid or otherwise the same may be removed and the person causing such encroachment dealt with in manner provided by the four hundred and twenty-eighth section of the *Local Government Act* 1890 in regard to encroachments upon streets or roads.—(*Hon. J. M. Pratt*).

Motion made and question put—That new Clause F stand part of the Bill.  
Committee divided.

Ayes, 11.

The Hon. J. H. Abbott  
Surgeon-Major Beaney  
J. Buchanan  
J. S. Butters  
G. S. Coppin  
D. Coutts  
J. M. Davies  
C. J. Ham  
D. Ham  
J. M. Pratt  
D. Melville (*Teller*)

Noes, 12.

The Hon. J. Balfour  
F. Brown  
S. W. Cooke  
H. Cuthbert  
G. Davis  
W. McCulloch  
W. H. S. Osmand  
G. Simmie  
N. Thornley  
J. A. Wallace  
W. I. Winter-Irving  
J. Bell (*Teller*)



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 5.

Extracted from the Minutes.

TUESDAY, 26TH AUGUST, 1890.

## No. 1.—INFANT LIFE PROTECTION BILL—Clause 21:—

If any person adopt or take over the entire care and charge of any child under the age of three "years" or such person shall within fourteen days of so doing register his or her name and that of the child and its age and such other particulars as the Chief Commissioner may think fit to require in a register to be kept by him for that purpose. If any person neglect refuse or omit to comply with the provisions of this section he shall on conviction before a court of petty sessions be liable to imprisonment for a period not exceeding three months or to a penalty not exceeding Fifteen pounds.

Nothing in this section shall excuse any person from making any other registration required by any other provision of this Act or from any penalty for omitting so to do.

Amendment proposed—That after the word "years" in the second line of the above clause, the words "from its parents or guardians" be inserted.—(*Hon. J. Balfour.*)

Further amendment proposed—That the words "from its parents or guardians" be omitted from the proposed amendment with a view to insert instead thereof, the words "and for whose support and maintenance payment has been made or may be demanded."—(*Hon. W. A. Zeal.*)

Question—That the words proposed to be omitted from the first proposed amendment stand part of such amendment—put.

Committee divided.

Ayes, 9.

The Hon. J. Balfour  
J. Bell  
J. Buchanan  
S. W. Cooke  
H. Cuthbert  
T. Dowling  
C. J. Ham  
G. Simmie  
J. M. Davies (*Teller*).

Noes, 9.

The Hon. J. H. Abbott  
F. Brown  
J. S. Butters  
H. Gore  
D. Ham  
W. McCulloch  
D. Melville  
J. M. Pratt  
W. A. Zeal (*Teller*).

The Tellers having declared the numbers for the Ayes and for the Noes to be respectively nine, or equal—the Chairman gave his vote with the Ayes, in order to allow of further consideration of the subject, and declared the question to have been resolved in the affirmative.

WEDNESDAY, 27TH AUGUST, 1890.

—CRIMINAL LAW AMENDMENT BILL—Clause 8.

If any woman or girl of or above the age of eighteen years consent to her father or other lineal ancestor having carnal knowledge of her and permit him (knowing him to be her father or other lineal ancestor as the case may be) so to do she shall be guilty of felony, and being convicted thereof shall be liable at the discretion of the court to be imprisoned for any term not exceeding five years.

It shall be sufficient to prove in support of any charge presentment indictment or information for any offence against this or the last preceding section that the woman or girl on whose person or by whom the offence is alleged to have been committed is or is reputed to be the daughter or other lineal descendant of the person charged or with whom the offence is alleged to have been committed, and it shall not be necessary to prove that such woman or girl (or any person being her parent or ancestor and descendant of the person charged or with whom the offence is alleged to have been committed) was born in lawful wedlock.

In all proceedings under this or the last preceding section knowledge on the part of the accused of the relationship existing between the woman or girl on whose person or by whom the offence is alleged to have been committed and the person charged or with whom the offence is alleged to have been committed shall unless or until evidence to the contrary be given be presumed to have existed at the time at which the offence is alleged to have been committed.

In all proceedings against any woman or girl for an offence against this section, it shall be a sufficient defence to prove that such woman or girl was at the time she consented to her father or other lineal ancestor having carnal knowledge of her or permitted him so to do acting under his coercion.—(*The Hon. H. Cuthbert.*)

Question—That clause 8 stand part of the Bill—put.

Committee divided.

Ayes, 11.

The Hon J. Balfour  
H. Cuthbert  
J. M. Davies  
H. Gore  
C. J. Ham  
D. Ham  
D. Melville  
W. H. S. Osmand  
C. Sargeant  
J. Service  
J. Bell (*Teller*).

Noes, 7.

The Hon. J. H. Abbott  
J. Buchanan  
S. W. Cooke  
G. Davis  
T. Dowling  
J. M. Pratt  
S. Fraser (*Teller*).

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 6.

Extracted from the Minutes.

TUESDAY, 9TH SEPTEMBER, 1890.

## No. 1.—CRIMINAL LAW AMENDMENT BILL—Clause 21:—

Where any male person of the age of sixteen years or upwards is convicted under the provisions of Part I. of this Act or of an offence against any of the said provisions (other than an assault unaccompanied by circumstances of indecency), or is convicted of the crime of rape with mitigating circumstances, the provisions of section five hundred and nineteen of the *Crimes Act* 1890 shall apply to and with respect to every such male person in like manner as to and with respect to persons convicted as in the first subsection thereof mentioned.

Amendment proposed—That at the end of the clause the following words be inserted, viz.:—“Where any person is convicted of the crime of rape under the tenth section of this Act the court before whom he is convicted may in addition to the punishment awarded direct that the offender be effectually emasculated during the term of such imprisonment.”—(*Hon. J. Buchanan.*)

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

Committee divided.

Ayes, 8.

The Hon. J. H. Abbott  
J. Buchanan  
J. S. Butters  
D. Ham  
D. Melville  
J. M. Pratt  
W. A. Zeal  
Dr. Le Fevre (*Teller*).

Noes, 19.

The Hon J. Balfour  
J. Bell  
F. Brown  
Sir W. J. Clarke, Bart.  
S. W. Cooke  
D. Coutts  
H. Cuthbert  
J. M. Davies  
T. Dowling  
N. FitzGerald  
S. Fraser  
C. J. Ham  
E. Morey  
Lieut.-Col. Sir F. T. Sargood  
G. Simmie  
N. Thornley  
J. A. Wallace  
W. I. Winter-Irving  
S. Austin (*Teller*).

Dear Sir,

Reference is made to your letter of 10.10.2014.

As per your letter, the same has been forwarded to the concerned authorities for their consideration.

Yours faithfully,

For the Director, Government of Karnataka, Bangalore.

(Signature)

(Name)

Director, Government of Karnataka, Bangalore.

(Address)

(Contact Information)

(Additional Information)

(Closing Remarks)



VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 7.

Extracted from the Minutes.

THURSDAY, 2ND OCTOBER, 1890.

No. 1.—RAILWAYS STANDING COMMITTEE BILL—Clause 5:—

- (1) There shall be a Chairman and Vice-Chairman of the "Committee" who shall be elected by the members of the Committee at their first meeting, or as soon after such meeting as may be practicable.
- (2) The Chairman or in case of his absence or other disability the Vice-Chairman shall preside at all meetings of the Committee.
- (3) At any meeting of the Committee at which a quorum shall be present, the members in attendance may in the absence of the Chairman and Vice-Chairman appoint one of their number then present to be temporary chairman, and such temporary chairman shall have during the absence of the Chairman and Vice-Chairman all the powers given by this Act to the Chairman or Vice-Chairman of the Committee.
- (4) All questions which shall arise in any committee or sectional committee shall be decided by a majority of votes of the members present, and when the votes shall be equal the Chairman Vice-Chairman or other member presiding shall have a second or casting vote.
- (5) In all cases of divisions the names of the persons voting shall be stated on the Minutes and in the Report.

Amendment proposed—That after the word "Committee" in the first line of the above clause the following words be inserted, viz:—

One of whom shall be a member of the Legislative Council and the other a member of the Legislative Assembly.—(Hon. W. A. Zeal.)

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

Committee divided.

Ayes, 6.

The Hon. J. Buchanan  
 J. H. Connor  
 Dr. G. Le Fevre  
 D. Melville  
 J. A. Wallace  
 W. A. Zeal (Teller).

Noes, 22.

The Hon. J. H. Abbott  
 J. Balfour  
 Surg.-Maj. J. G. Beaney  
 J. Bell  
 Sir B. Benjamin  
 S. W. Cooke  
 H. Cuthbert  
 J. M. Davies  
 G. Davis  
 T. Dowling  
 S. Fraser  
 D. Ham  
 J. P. MacPherson  
 E. Morey  
 W. H. S. Osmand  
 C. Sargeant  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 W. I. Winter-Irving  
 A. Wynne  
 G. Young  
 C. J. Ham (Teller).

## No. 2.—Clause 6 :—

- (1) Five members of the Committee shall except as hereinafter provided form a quorum competent to exercise all powers and authorities and to incur all obligations conferred or imposed upon the Committee.
- (2) When the Committee meet for the consideration of their Report to “the Legislative Assembly” the quorum shall consist of not less than seven members.
- (3) No quorum shall consist exclusively of Members of the Legislative Council or of Members of the Legislative Assembly.

Amendment proposed—That in the fourth line of the above clause the words “the Legislative Assembly” be omitted, with a view to insert the word “Parliament.”—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)

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

Committee divided.

Ayes, 23.

The Hon. J. H. Abbott  
 S. Austin  
 J. Balfour  
 Surg.-Maj. J. G. Beaney  
 J. Bell  
 J. S. Butters  
 S. W. Cooke  
 H. Cuthbert  
 T. Dowling  
 S. Fraser  
 D. Ham  
 J. P. MacPherson  
 E. Morey  
 W. H. S. Osmand  
 C. Sargeant  
 J. Service  
 N. Thornley  
 J. A. Wallace  
 W. I. Winter-Irving  
 A. Wynne  
 G. Young  
 W. A. Zeal  
 Dr. Le Fevre (*Teller*).

Noes, 8.

The Hon. Sir B. Benjamin  
 J. Buchanan  
 J. H. Connor  
 J. M. Davies  
 G. Davis  
 C. J. Ham  
 D. Melville  
 Lieut.-Col. Sir F. T. Sargood  
 (*Teller*).

VICTORIA.

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# LEGISLATIVE COUNCIL.

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SESSION 1890.

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## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

---

No. 8.

---

Extracted from the Minutes.

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TUESDAY, 7TH OCTOBER, 1890.

**No. 1.**—RAILWAYS STANDING COMMITTEE BILL.—Clause 13.—After the first appointment of the Parliamentary Standing Committee on Railways pursuant to this Act no railway of any kind whatsoever (except as excepted in the last preceding section) the estimated cost of completing which shall exceed Twenty thousand pounds, and whether such work be a continuation, completion, repair, reconstruction, extension, or a new work, shall be commenced, unless sanctioned as hereinafter provided:

- (1) Every such proposed work shall in the first place be submitted and explained in the Legislative Assembly by a responsible Minister of the Crown having a seat in such Assembly (hereafter termed the "Minister"). The explanation shall comprise an estimate of the cost of such work when completed, together with such plans and specifications or other descriptions as the Minister shall deem proper, and a map or plan of the line of railway or tramway and book of reference, together with a report of the Victorian Railways Commissioners on the probable cost of construction and maintenance of such railway or tramway, and an estimate of the probable revenue to be derived therefrom; and such estimate, plans, specifications or descriptions shall be prepared and be authenticated or verified in the prescribed manner:
- (2) Upon motion in the usual manner made by the Minister or by any Member of the Legislative Assembly such proposed work shall be referred to the Committee:
- (3) The Committee shall as soon as conveniently practicable deal with the matter so referred to them, and for that purpose may exercise all powers by this Act conferred on such Committee:
- (4) The Committee shall as soon as conveniently practicable (regard being had to the nature and importance of the proposed work) report to the Legislative Assembly the result of their inquiries:
- (5) After the receipt of such report the Legislative Assembly shall by resolution declare either that it is expedient to carry out the proposed work or any portion thereof, or that it is not expedient to carry out the same:
- (6) The Legislative Assembly instead of declaring affirmatively or negatively as aforesaid may resolve that the report of the Committee or any portion of such report shall, for reasons or purposes to be stated in the resolution, be remitted for their further consideration and report to the said Committee; in which case such Committee shall consider the matter of such new reference, and report thereon accordingly:

- (7) Sub-sections (1) and (2) of this section shall not apply to any proposed work being—
- (a) A line of railway included in a Bill intituled the *Railway Construction Act 1890*, and read a first time on the seventeenth day of June last; or
  - (b) Any surveyed line of railway which may by resolution of the Legislative Assembly be ordered during the present session of Parliament to be referred to such Committee.

Every such proposed work shall without further or other authority than this Act stand referred to such Committee for report, and such Committee shall so far as practicable forthwith deal therewith in the same manner as if the said proposed work had been referred to them in the manner prescribed by the said sub-sections (1) and (2).

Amendment proposed—That after sub-section (2) of the above clause the following sub-section be inserted, "Upon motion in the usual way by any member of the Legislative Council, any line of railway not referred to the Committee either by this Act or by the Legislative Assembly shall be forthwith referred to the Committee."

Question—That the sub-section proposed to be inserted be so inserted—put.  
Committee divided.

Ayes, 8.

The Hon. J. M. Davies  
G. Davis  
D. Melville  
W. Pearson  
D. S. Wallace  
J. A. Wallace  
W. A. Zeal  
J. H. Connor (*Teller*).

Noes, 26.

The Hon. J. H. Abbott  
S. Austin  
J. Balfour  
Surg.-Maj. J. G. Beaney, M.D.  
J. Bell  
Sir B. Benjamin  
T. Brunton  
J. S. Butters  
S. W. Cooke  
H. Cuthbert  
T. Dowling  
S. Fraser  
H. Gore  
C. J. Ham  
Dr. G. Le Fevre  
E. Morey  
W. H. S. Osmand  
C. Sargeant  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
G. Simmie  
N. Thornley  
W. I. Winter-Irving  
A. Wynne  
G. Young  
J. M. Pratt (*Teller*).

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 9.

Extracted from the Minutes.

TUESDAY, 21st OCTOBER, 1890.

No. 1.—MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—Clause 50.—The Governor in Council may if he shall think fit, whenever requested by any council or any twenty ratepayers in any municipal district or districts of the metropolis, and upon the deposit of such sum of money not exceeding One hundred pounds as security for costs and expenses as the Minister may require, by notice in the *Government Gazette* appoint for the Board auditors who shall be called “special auditors.”

Such special auditors shall upon a day to be fixed by such auditors, not less than fourteen days from the date of their appointment, proceed to hold a special audit of the accounts of the Board for such period as the Governor in Council may direct.

Such special auditors shall forthwith notify in some newspaper circulating in the metropolis the fact of their appointment and the day so fixed, and the special auditors shall attend at the office of the Board on the day so fixed for such special audit as aforesaid.

Any or all of such special auditors may at any time be removed by the Governor in Council and another or others appointed in his or their stead.

Amendment proposed—That in the second line of the above clause the words “or any twenty ratepayers in any municipal district or districts” be omitted (*Hon. J. M. Pratt.*)

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

Committee divided.

Ayes, 9.

The Hon. J. Balfour  
T. Brunton  
J. Buchanan  
J. H. Connor  
H. Cuthbert  
H. Gore  
D. Melville  
A. Wynne  
J. Bell (*Teller*).

Noes, 12.

The Hon. Sir B. Benjamin  
J. S. Butters  
G. S. Coppin  
J. M. Davies  
T. Dowling  
C. J. Ham  
D. Ham  
E. Morey  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
J. A. Wallace  
J. M. Pratt (*Teller*).

# MEMORANDUM FOR THE RECORD

DATE: 1/15/54

TO: SAC, NEW YORK

FROM: SAC, NEW YORK

SUBJECT: [Illegible]

RE: [Illegible]

DATE: 1/15/54

BY: [Illegible]

CLASSIFICATION: [Illegible]

EXEMPTION: [Illegible]

DATE OF REVIEW: [Illegible]

REVIEWER: [Illegible]

REASON FOR EXEMPTION: [Illegible]

DATE OF DECLASSIFICATION: [Illegible]

BY: [Illegible]

REASON FOR DECLASSIFICATION: [Illegible]

DATE OF DECLASSIFICATION: [Illegible]

BY: [Illegible]

REASON FOR DECLASSIFICATION: [Illegible]

DATE OF DECLASSIFICATION: [Illegible]

BY: [Illegible]

REASON FOR DECLASSIFICATION: [Illegible]

DATE OF DECLASSIFICATION: [Illegible]

BY: [Illegible]

REASON FOR DECLASSIFICATION: [Illegible]

DATE OF DECLASSIFICATION: [Illegible]

BY: [Illegible]

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 10.

Extracted from the Minutes.

TUESDAY, 2ND DECEMBER, 1890.

No. 1.—MUNICIPAL OVERDRAFTS INDEMNITY BILL.—Clause 3.—Notwithstanding anything contained in section three hundred and forty-seven of the *Local Government Act* 1890 the council of any municipality shall not be deemed to have been under any obligation to liquidate any overdraft existing on the twenty-fifth day of September One thousand eight hundred and ninety on or before the conclusion of the financial year ending the thirtieth day of September One thousand eight hundred and ninety; but every such overdraft shall be liquidated out of the municipal fund of the municipality on or before the thirtieth day of September in the year One thousand eight hundred and ninety-one.

Amendment proposed—That in the eighth line of the above clause the word “ninety-one” be omitted with a view to insert the word “ninety-three.”—(*Hon. W. A. Zeal.*)

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

Committee divided.

Ayes, 14.

The Hon. J. Balfour  
J. Bell  
T. Brunton  
J. S. Butters  
S. W. Cooke  
H. Cuthbert  
J. M. Davies  
T. Dowling  
H. Gore  
C. J. Ham  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
A. Wynne  
S. Fraser (*Teller*).

Noes, 11.

The Hon. Sir B. Benjamin  
J. H. Connor  
D. Coutts  
N. FitzGerald  
J. P. MacPherson  
W. McCulloch  
D. Melville  
J. M. Pratt  
C. Sargeant  
W. A. Zeal  
J. H. Abbott (*Teller*).





VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 11.

Extracted from the Minutes.

WEDNESDAY, 10TH DECEMBER, 1890.

No. 1.—MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—Clause 60.—That portion of the public debt of the colony which was incurred for purposes in connexion with the Yan Yean Water Supply and is at present outstanding (viz., Two million one hundred and thirty-nine thousand and nine hundred and thirty-three pounds and fourteen shillings) together with the interest payable thereon as set forth in the Fourth Schedule to this "Act" shall also be and be deemed to be a liability of the Board, and the Board shall be charged with the payment of principal and interest as expressed in the said Schedule.

In respect of such outstanding principal the Board shall from time to time lodge with the London and Westminster Bank in London the amounts required to liquidate the same at least one month prior to the due date mentioned in the said Schedule.

In respect of the interest the Board shall from time to time lodge with the Treasurer of Victoria in the Treasury at Melbourne the amounts required to pay the interest due in London at least two months before the same shall become due in London, and the amounts required to pay the interest payable in Melbourne at least three days before the same shall become due in Melbourne.

Amendment proposed—That after the word "Act" in the fourth line of the above clause the following words be inserted:—"together with the sum of Eight hundred thousand pounds."—(*Hon. W. A. Zeal.*)

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

Committee divided.

Ayes, 15.

The Hon. J. H. Abbott  
 J. H. Connor  
 G. Davis  
 N. FitzGerald  
 H. Gore  
 D. Ham  
 W. McCulloch  
 E. Morey  
 W. Pearson  
 C. Sargeant  
 G. Simmie  
 J. A. Wallace  
 W. I. Winter-Irving  
 W. A. Zeal  
 A. Wynne (*Teller*).

Noes, 16.

The Hon. S. Austin  
 Sir B. Benjamin  
 T. Brunton  
 J. S. Butters  
 S. W. Cooke  
 G. S. Coppin  
 J. M. Davies  
 S. Fraser  
 C. J. Ham  
 Dr. Le Fevre  
 D. Melville  
 J. M. Pratt  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 G. Young  
 J. Balfour (*Teller*).



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1890.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 12.

Extracted from the Minutes.

THURSDAY, 18<sup>TH</sup> DECEMBER, 1890.

No. 1.—FIRE BRIGADES BILL.—Clause 7.—The Metropolitan Board shall consist of nine members—

Three of such members shall be appointed by the Governor in Council, one of whom (to be named by the Governor in Council) shall be the President of the Board;

One member shall be elected by the council of the city of Melbourne;

One member shall be elected by the municipal councils of the cities of Collingwood Fitzroy and Richmond, the towns of Brunswick Essendon Footscray North Melbourne and Williamstown, the boroughs of Flemington and Kensington and Northcote, and the shires of Braybrook Broadmeadows Coburg Darebin Eltham Heidelberg Keilor Preston Whittlesea and Wyndham;

One member shall be elected by the municipal councils of the cities of South Melbourne Prahran St. Kilda and Hawthorn, the town of Brighton, the borough of Port Melbourne, and the shires of Boroondara Bulleen Caulfield Doncaster Malvern Moorabbin Nunawading and Oakleigh; and

Three members shall be elected by the insurance companies carrying on business and insuring property within Victoria.

Amendment proposed—That the words “one of whom (to be named by the Governor in Council) shall be the President of the Board,” in the second line of the above clause, be omitted.—(*Hon. J. S. Butters.*)

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

Committee divided.

Ayes, 7.

The Hon. J. H. Connor  
 H. Cuthbert  
 H. Gore  
 D. Melville  
 J. A. Wallace  
 G. Young  
 D. Coutts (*Teller*).

Noes, 17.

The Hon. J. H. Abbott  
 S. Austin  
 Sir B. Benjamin  
 F. Brown  
 T. Brunton  
 J. S. Butters  
 J. M. Davies  
 G. Davis  
 T. Dowling  
 C. J. Ham  
 W. McCulloch  
 C. Sargeant  
 Lieut.-Col. Sir F. T. Sargood  
 G. Simmie  
 N. Thornley  
 W. I. Winter-Irving  
 J. M. Pratt (*Teller*).

THE UNIVERSITY OF CHICAGO

CHICAGO, ILL.

1911

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CHICAGO, ILL.

CHICAGO, ILL.

CHICAGO, ILL.

1890.

VICTORIA.

---

 FEDERAL COUNCIL OF AUSTRALASIA.
 

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REPLY TO ADDRESS FROM LEGISLATIVE COUNCIL AND LEGISLATIVE ASSEMBLY  
FOR INCREASING THE NUMBER OF REPRESENTATIVES OF EACH COLONY.

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*Ordered by the Legislative Council to be printed, 21st May, 1890.*

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HOPETOUN,  
Governor.

*Message No. 1.*

In reply to the Joint Address from the Legislative Council and Legislative Assembly of Victoria praying that Her Majesty would be pleased to make an Order-in-Council increasing the number of Representatives of each colony under an Act intituled "*An Act to constitute a Federal Council of Australasia*," the Governor begs to transmit to the Legislative Council the accompanying copy of a Despatch which he has received from the Right Honorable the Secretary of State for the Colonies relative thereto.

Government House,  
Melbourne, 21st May, 1890.

VICTORIA.  
No. 1.  
FEDERAL COUNCIL.

Downing-street,  
10th February, 1890.

MY LORD,

I have the honour to acknowledge the receipt of your Despatch No. 1 (Federal Council), of the 11th October, transmitting an Address from the Houses of Legislature of Victoria to the Queen, praying that an Order-in-Council may be issued to increase the number of the Representatives of each Colony in the Federal Council in accordance with the recommendations made by the Federal Council in the Session of 1889.

I received through the Governor of Tasmania a Memorandum by the Attorney-General of that colony, expressing doubt whether an Order-in-Council of the nature desired could be legally issued. Upon this point I have consulted the law officers of the Crown, and I am advised that, although it is extremely difficult to state with certainty the exact construction which would be given judicially to the fifth section of the *Federal Council of Australasia Act 1885*, Her Majesty would not be justified by its terms in making an Order-in-Council whereby the number of representatives for each of the several colonies should alter or vary in proportion to the population, and that any such Order-in-Council must prescribe a definite number for each colony. I am further advised that any Order made under the section must provide for an increase in the number for each of the several colonies, and it would probably be held that the increase for each of the colonies, other than Crown colonies, must be the same. I have laid the Addresses received on the subject before the Queen, who was pleased to receive them very graciously, but in view of the reasons above stated, I have been unable to advise Her Majesty to issue the Order-in-Council desired.

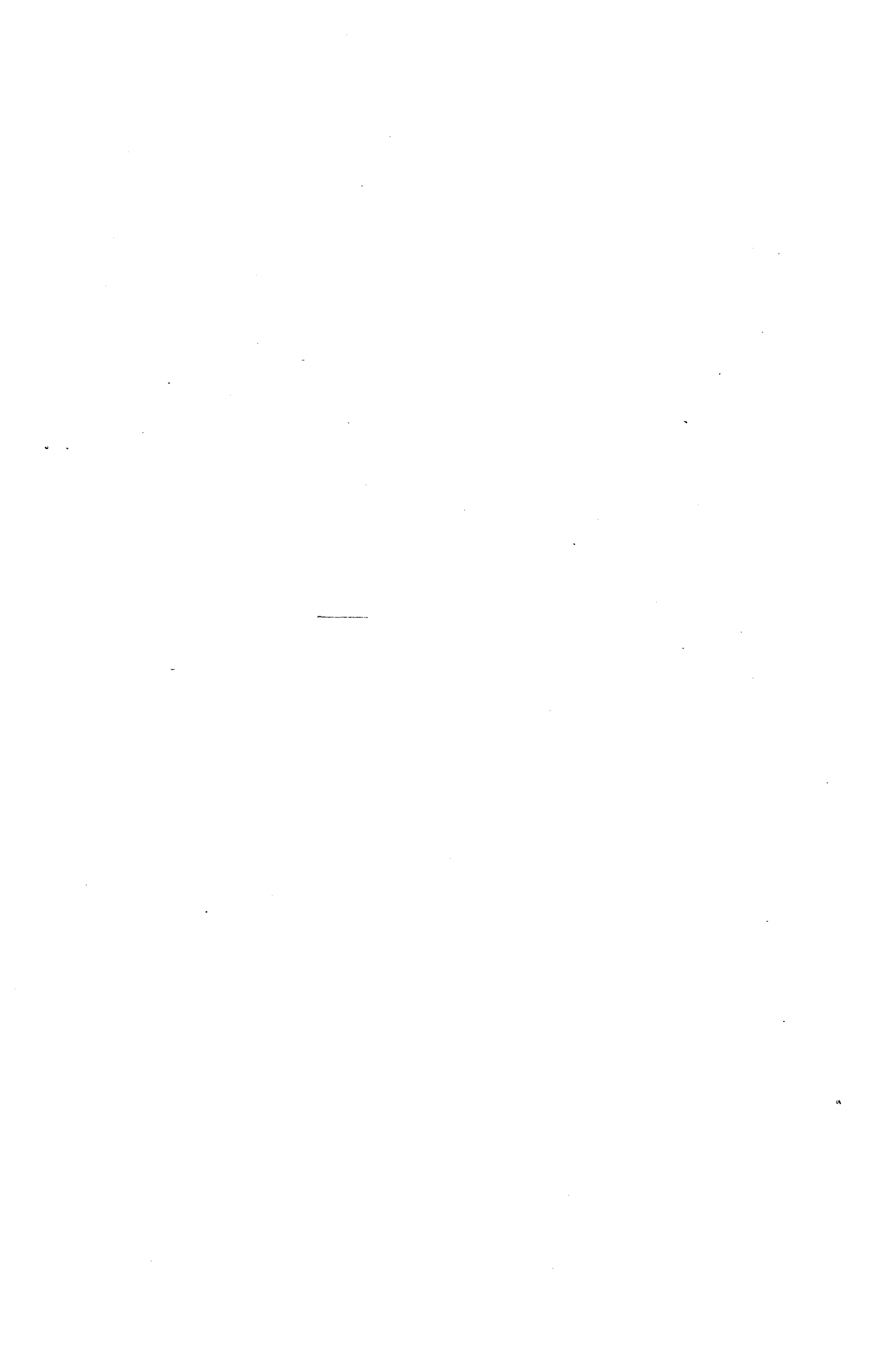
I have to add, that before any Order could be made for such an increase of representatives as could be legally granted, the Legislatures of all the colonies concerned should send a request to Her Majesty, and that in the case of South Australia the Address was only adopted by the House of Assembly.

I have, &c.,  
(Sd.) KNUTSFORD.

Governor

The Right Honorable the EARL of HOPETOUN, G.C.M.G.,  
&c., &c., &c.

By Authority: ROBT. S. BRAIN, Government Printer, Melbourne.



1890.  
VICTORIA.

---

WESTERN AUSTRALIA—  
GRANT OF CONSTITUTIONAL GOVERNMENT TO.

---

FURTHER DESPATCH IN REPLY TO ADDRESS  
FROM LEGISLATIVE COUNCIL AND LEGISLATIVE ASSEMBLY.

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*Ordered by the Legislative Council to be printed, 21st May, 1890.*

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HOPETOUN,

*Governor.*

*Message No. 2.*

The Governor transmits to the Legislative Council the accompanying copy of a further Despatch received from the Right Honorable the Secretary of State for the Colonies in reply to the Joint Address to Her Majesty the Queen from the Legislative Council and Legislative Assembly of Victoria relative to the granting of Constitutional Government to Western Australia.

Government House,  
Melbourne, 21st May, 1890.

VICTORIA.

Downing-street,  
7th November, 1889.

SIR,

I have the honour to acknowledge the receipt of your Despatch No. 88 of the 19th September, transmitting an Address to the Queen from the Legislative Council and Legislative Assembly of the Colony of Victoria on the subject of the grant of Responsible Government to Western Australia. Her Majesty was pleased to receive this Address very graciously.

I enclose a copy of the Bill which passed the House of Lords, but which, as you are aware, owing to the pressure of work at the end of the Session did not reach the stage of a second reading in the House of Commons.

The Bill provides, as will be observed, for the grant of Responsible Government to Western Australia under a Constitution practically identical with those of the other Australian Colonies, and a perusal of the Bill itself and of the papers on the subject which have been published, as well as of the proceedings in Parliament, will show that Her Majesty's Government have done their best to secure the concession of this form of Government to the Colony in question. They were not responsible for the impossibility of introducing the Bill into the House of Commons before the end of July, or for the opposition raised against it by certain Members which rendered it impracticable to pass it this year. It is, however, the intention of Her Majesty's Government to introduce the Bill again early next Session.

I have, &c.,

(Sd.)

KNUTSFORD.

Sir WILLIAM F. C. ROBINSON, G.C.M.G.,  
&c., &c., &c.

THE UNIVERSITY OF CHICAGO

PHILOSOPHY

1875

1875

1875

1875

1875



1890.  
—  
VICTORIA.

---

PUBLIC LOANS FOR PUBLIC WORKS.

---

RETURN to an Order of the *Legislative Council*,  
Dated 24th June, 1890, for—

A RETURN showing the Amount of Borrowed Money that has been spent on Railways and Public Works of every description in the Colony each year since the introduction of Responsible Government.

(*The Honorable James Service.*)

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*Ordered by the Legislative Council to be printed, 22nd July, 1890.*

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By Authority:  
ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



RETURN showing the Amount of Borrowed Money that has been actually spent on Public Works in the Colony each year since the introduction of Responsible Government.

Year.	Metropolitan Waterworks (Yan Yean).	Country Waterworks, including Loans to Trusts and other Local Bodies.	Defences.	Alfred Graving Dock.	Parliament Houses.	Law Courts.	School Buildings.	Public Offices.	Prince's Bridge.	Ports and Harbours.	Tramways (Loans to Shires).	Railways.	Total.
	£	£	£	£	£	£	£	£	£	£	£	£	£
1855* ...	521,400	...	...	...	...	...	...	...	...	...	...	...	521,400
1856 ...	150,000	...	...	...	...	...	...	...	...	...	...	189,485	339,485
1857 ...	78,500	...	...	...	...	...	...	...	...	...	...	428,701	507,201
1858 ...	20,000	...	...	...	...	...	...	...	...	...	...	541,545	561,545
1859	...	...	...	...	...	...	...	...	...	...	...	1,479,618	1,479,618
1860	...	...	...	...	...	...	...	...	...	...	...	2,207,976	2,207,976
1861	...	...	...	...	...	...	...	...	...	...	...	942,171	942,171
1862	...	...	...	...	...	...	...	...	...	...	...	1,246,764	1,246,764
1863	† 20,336	...	...	...	...	...	...	...	...	...	...	857,381	857,381
1864	...	...	...	...	...	...	...	...	...	...	...	530,416	530,416
1865	...	...	...	...	...	...	...	...	...	...	...	190,043	190,043
1866	...	59,838	5,121	...	...	...	...	...	...	...	...	81,455	146,414
1867	...	306,075	27,303	...	...	...	...	...	...	...	...	27,607	†381,321
1868 ...	47,413	152,976	28,078	5,939	...	...	...	...	...	...	...	221,357	455,763
1869 ...	11,043	155,602	4,784	102,872	...	...	...	...	...	...	...	29,452	303,753
1870 ...	1,313	87,858	7,902	17,091	...	...	...	...	...	...	...	108,158	222,322
1871	...	59,066	24,583	12,158	...	...	...	...	...	...	...	170,778	266,585
½-year	...	54,643	94	34,582	...	...	...	...	...	...	...	537,619	626,938
1871-2	...	54,643	94	34,582	...	...	...	...	...	...	...	537,619	626,938
1872-3	15,723	138,037	435	55,843	...	...	...	150	...	...	...	670,330	880,518
1873-4	102,958	225,520	...	77,849	...	257	...	...	...	...	...	317,309	723,893
1874-5	90,523	107,150	...	31,412	...	14,577	...	22,680	...	...	...	655,886	922,228
1875-6	20,399	39,778	...	1,406	...	13,405	...	41,595	...	...	...	683,904	800,487
1876-7	70,460	269,446	...	2,442	...	4,435	268,220	54,416	...	...	...	115,768	783,187
1877-8	86,180	98,918	...	225	...	25,762	240,385	19,158	...	...	...	389,963	860,591
1878-9	29,483	16,374	...	...	30,026	42,342	91,426	23,296	...	...	...	1,141,616	1,374,563
1879-80	42,723	37,981	...	...	19,713	57,603	66,513	950	...	...	...	1,209,892	1,435,375
1880-81	29,546	76,246	...	...	15,340	51,353	85,396	186	...	...	...	607,206	865,273
1881-82	38,309	15,577	...	...	23,191	47,483	12,817	...	1,500	...	...	794,463	933,345
1882-83	164,018	228,796	...	...	744	41,529	94,439	...	300	283	...	2,187,183	2,717,292
1883-84	87,728	180,407	...	...	30	40,541	39,110	...	7,000	10,331	...	1,191,131	1,556,278
1884-85	44,091	161,712	...	...	476	8,036	61,640	...	4,742	45,986	...	841,793	1,168,476
1885-86	111,091	152,062	...	...	12,153	...	47,290	...	14,508	24,486	...	1,401,511	1,763,101
1886-87	151,006	192,850	...	...	32,745	...	55,074	...	42,510	50,006	...	1,521,817	2,046,008
1887-88	269,473	237,623	...	...	44,982	...	1,173	...	25,441	52,843	...	1,742,149	2,373,684
1888-89	237,372	196,395	...	...	37,491	...	19	...	10,257	55,179	27,825	3,061,963	3,626,501
1889-90	426,095	427,186	...	...	25,343	...	5	...	...	15,836	34,225	3,260,244	4,188,934
	2,867,183	3,678,116	98,300	341,819	242,234	347,323	1,063,507	162,431	106,258	254,950	62,050	31,584,659	40,808,830

\* 1855.—£521,400 includes £403,900 expended during 1853-4 in anticipation of Loan.

† £20,336 Yan Yean expenditure, 1859-67, included in grand total year 1867.

Treasury,  
Melbourne, 21st July, 1890.

E. C. SYMONDS,  
Accountant to the Treasury.



1890.  
—  
VICTORIA.

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# PROSPECTING VOTE.

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RETURN to an Order of the *Legislative Council*.  
Dated 9th July, 1890, for—

**A** RETURN specifying—

- (1) The amount of money proposed to be taken from this year's Prospecting Vote for diamond or other drills; showing how much it is proposed to expend on such drills in each of the mining districts of the colony.
- (2) The amount of money recommended by each of the several Prospecting Boards for diamond drill or other boring.
- (3) The amounts which lapsed in the several districts in 1889-90, and if such lapsed votes were referred back to the Prospecting Boards to re-allot.

(*The Honorable H. Gore.*)

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*Ordered by the Legislative Council to be printed, 22nd July, 1890.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



## PROSPECTING VOTE 1890-1.

### (1) AMOUNT ALLOTTED FOR BORING.

Districts.							Amounts.
Ararat	...	...	...	...	...	...	£1,440
Ballarat	...	...	...	...	...	...	7,920
Beechworth	...	...	...	...	...	...	1,500
Castlemaine	...	...	...	...	...	...	1,440
Gippsland	...	...	...	...	...	...	Nil
Maryborough	...	...	...	...	...	...	1,080
Sandhurst	...	...	...	...	...	...	1,440
							£14,820

### (2) AMOUNTS RECOMMENDED BY PROSPECTING BOARDS FOR BORING.

Districts.							Amounts.
Ararat	...	...	...	...	...	...	£650
Ballarat	...	...	...	...	...	...	400
Beechworth	...	...	...	...	...	...	2,150
Castlemaine	...	...	...	...	...	...	200
Gippsland	...	...	...	...	...	...	Nil
Maryborough	...	...	...	...	...	...	Nil
Sandhurst	...	...	...	...	...	...	100
							£3,500

### (3) PROSPECTING VOTE 1889-90.

					Amounts lapsed.	Amounts referred back to and re-allotted on the recommendation of the Prospecting Boards.	Amounts transferred to general boring.
					£ s. d.	£ s. d.	£ s. d.
Ararat	...	...	...	...	1,152 8 7	400 0 0	752 8 7
Ballarat	...	...	...	...	1,000 0 0	400 0 0	600 0 0
Beechworth	...	...	...	...	1,717 19 6	980 0 0	737 19 6
Castlemaine	...	...	...	...	614 7 7	Nil	614 7 7
Gippsland	...	...	...	...	1,226 6 5	200 0 0	1,026 6 5
Maryborough	...	...	...	...	1,729 9 6	400 0 0	1,329 9 6
Sandhurst	...	...	...	...	3,009 2 8	1,450 0 0	1,559 2 8
Totals					£10,449 14 3	£3,830 0 0	£6,619 14 3

17th July, 1890.

A. W. HOWITT,  
Secretary for Mines.





1890.  
VICTORIA.

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FISHER v. THE QUEEN.

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RETURN to an Order of the *Legislative Council*,  
Dated 10th December, 1890—

That there be laid on the Table of the Legislative Council copy of the Special Case stated by consent for the opinion of the Court, pursuant to the Rules of the Supreme Court, Order XXXIV., and of a Statement made by the Honorable the Minister of Justice in relation thereto.

(*The Honorable J. Service.*)

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*Ordered by the Legislative Council to be printed, 10th December, 1890.*

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*In the Supreme Court.*—1889.—No. 3128.

Between JAMES FISHER, Petitioner,  
and  
HER MAJESTY THE QUEEN, Respondent.

Folios 20.

SPECIAL CASE STATED BY CONSENT FOR THE OPINION OF THE COURT,  
PURSUANT TO THE RULES OF THE SUPREME COURT, ORDER XXXIV.

1. At the time of the passing of *The Public Service Act* 1883 the petitioner was an officer performing clerical duties in the Civil Service of Victoria, and was classified in the 3rd class of the ordinary division under the Act 25 Victoria No. 160.
2. The petitioner has been an officer in the said Civil Service since the year 1858, and has been the Postmaster at the Geelong Post and Telegraph Office since the year 1881.
3. After the passing of *The Public Service Act* 1883 the petitioner was placed by the Public Service Board in the 2nd class of the clerical division.
4. The petitioner's duties involve the supervision of receiving and despatching of mails and telegrams, and the managing of the said office, and the superintending of the work of the other officers therein.
5. For the purpose of performing his duties the petitioner has to be in attendance at the said office, and has to reside at the said office, and sometimes has to work overtime.
6. On the 6th day of January, 1885, the Public Service Board, purporting to act in pursuance of the 18th section of *The Public Service Act* 1883, recommended that the salary of the petitioner should be fixed by the Governor in Council at £540, "subject to fair and reasonable deduction for rent."
7. On the 12th of January, 1885, the said recommendation was "approved" by the Governor in Council.
8. The said sum of £540 was a sum within the maximum and minimum amounts of the class of the petitioner's office.

9. From the said salary of £540 there has also been deducted since the 1st July, 1885, the sum of £72 per annum as for rent in respect of the petitioner's quarters at the said office, and since the said date the petitioner has received, under protest, only the sum of £468 per annum as salary.

10. Before the said 12th day of January, 1885, the petitioner, like all other postmasters who resided at a post office, was treated as entitled to live at the post office with his family, and in the official returns published in the *Government Gazette* his emoluments were always stated as

- (1) The amount of his salary without deduction; and
- (2) Quarters, fuel, and water.

11. In all the Appropriation Acts of the Parliament of Victoria up to the said 12th day of January the petitioner and all other postmasters and telegraph managers were described as being allowed quarters, fuel, and water. And except the persons so described in the Appropriation Acts, there were not at the time of the passing of *The Public Service Act* 1883 any persons "entitled to quarters" within the meaning of the 89th section of the said Act.

12. The following departmental regulations made by the Governor in Council in 1877 applied to the petitioner and other postmasters at the time of the passing of the said Act:—

"1. Officers having charge of telegraph stations in Victoria and all officers employed in the Post Office Telegraph Service will be held responsible for the efficient performance of the several duties of their appointment in conformity with the following rules and regulations, and are required to make themselves acquainted with the provisions of Part III. of the Act 37 Victoria No. 455, a copy of which is appended hereto.

"2. Every office must be ready for the transaction of business daily (Sunday, Christmas Day, and Good Friday excepted) at 8.30 a.m. In cases where the communication may be required to be kept available after usual office hours, or on Sunday, Christmas Day, or Good Friday, special instructions will be forwarded from the Deputy Postmaster-General or the Manager of the Melbourne office.

"50. No station must be closed for the night until the signal S.F.N. (stop for night) has been received from the Melbourne office.

"70. On special occasions when the service of operators or others employed in the department may be necessary, through the communication being kept open after the usual closing hour at night, the authorized rate of overtime will be allowed.

"Managers or officers in receipt of quarters, &c., will be allowed overtime as above only during the period they may be actually employed in receiving or despatching telegrams, but claims for waiting will not be allowed unless under special circumstances. Managers, operators, signalmen, linemen, or messengers engaged on actual duty Sunday, Christmas Day, or Good Friday will be allowed overtime for the period during which they may be so employed."

And the following circular letter was issued on the 17th August, 1875, to postmasters by the Deputy Postmaster-General:—

"Post and Telegraph Department,  
"Melbourne, August 17, 1875.

"Circular.

"Postmasters, telegraph managers, and officers in charge of stations are notified that they have no claim for overtime under the regulations of March 6th, 1874, but that the allowance of quarters, fuel and water, &c., are intended to cover any ordinary claim for time they may be employed over 8 hours during the 24 hours of the day."

13. The usual rate of payment for overtime to an officer in the position of the petitioner is 4s. per hour.

14. Under *The Post Office Act* 1883 regulations were made by the Governor in Council, and No. 113 of the last-mentioned regulations is as follows:—

"These regulations shall come into force and effect on the 1st January, 1884, and shall be in lieu of the regulations of the 15th January, 1877, which are hereby cancelled."

No provision for or against the payment of overtime is contained in the regulations made under *The Post Office Act* 1883.

15. In pursuance of section 101 of *The Public Service Act* 1883, the provisions of the same came into force on the 31st day of December, A.D. 1884.

16. As soon as the petitioner learnt of the Governor in Council having purported to fix his salary, and to charge him rent for his quarters, the petitioner entered a protest against such a course, and has since always protested against it.

The questions for the opinion of the Court are as follow:—

1. Had the Governor in Council power to fix the salary of the petitioner as hereinbefore mentioned? If nay, judgment is to be entered for the petitioner on this count for one shilling.
2. Was the Governor in Council justified in deducting from the petitioner's salary the said sum of £72 per annum for rent for quarters at the post office? If nay, judgment is to be entered for the petitioner on this count for one shilling.
3. Is the petitioner entitled to be allowed for overtime since the 1st January, 1884? If yea, judgment is to be entered for the petitioner on this count for one shilling.

If either of the questions 1 and 2 be answered in the negative, or if question 3 be answered in the affirmative, the petitioner is to receive his costs of the cause to be taxed, otherwise the petitioner shall pay to Her Majesty the costs of the action.

We, the solicitors for the petitioner and respondent herein, have agreed upon this case.

W. J. WILKINSON, Solicitor for petitioner.

E. J. D. GUINNESS, Solicitor for respondent.

Crown Solicitor's Office,  
Crown Law Department, 452 Lonsdale-street,  
Melbourne, December 10th, 1890.

MEMO.

FISHER v. THE QUEEN.

Fisher on the 13th May, 1889, served a petition of right. A copy of this petition was sent to the Public Service Board on the 23rd of May for any remarks they might deem necessary. The pleading on the petition closed, and notice of trial was received, on the 28th September, 1889. Mr. Hood, who was counsel for the Crown, when advising on evidence stated it to be his opinion that the matter was one of law. In the absence of Mr. Poole, who had the conduct of the case, I am unable to say when the first proposition was made for a special case under Order XXXIV. being stated, but it was prior to December, 1889, and counsel for the Crown advised that the dispute should be so decided if the facts could be agreed upon. From December, 1889, up to October last, negotiations were going on between the Postal Department and the petitioner, through their respective solicitors, to try and settle the facts. In the latter month a case was agreed upon by Mr. Box for the Crown, and Mr. Higgins for the petitioner. The Postmaster-General (Mr. Patterson) having consented that if counsel so advised, and if the facts were not disputed, that the matter might be so decided, and the accompanying case was signed.

The Board had the petition before them for remarks before a defence was put in, but, so far as I know, were not consulted when it was decided to alter the form of the proceedings from trial before a single Judge to a special case before the Full Court. Beyond the reference of the petition in the first instance to the Board to elicit any remarks, it was not considered necessary to again submit the special case to them as well as to the Postal authorities.

The Secretary, Law Department.

E. J. D. GUINNESS,  
Crown Solicitor.



1890.  
—  
VICTORIA

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# REPORT

OF THE

SELECT COMMITTEE OF THE LEGISLATIVE COUNCIL

ON THE

RAILWAYS STANDING COMMITTEE BILL,

TOGETHER WITH

THE PROCEEDINGS OF THE COMMITTEE.

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*Ordered by the Legislative Council to be printed, 2nd October, 1890.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.

ATMOTOIV

EXTRACTED FROM THE MINUTES.

ATMOTOIV — ATMOTOIV

WEDNESDAY, 1st OCTOBER, 1890.

**RAILWAYS STANDING COMMITTEE BILL COMMITTEE.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That a Select Committee be appointed to consider the Constitutional Question involved in certain clauses of the Railways Standing Committee Bill, and that such Committee consist of the Honorables J. Service, N. Fitzgerald, J. M. Davies, J. H. Abbott, S. W. Cooke, C. J. Ham, D. Melville, J. M. Pratt, N. Thornley, and the Mover; five to form a quorum.

Question—put and resolved in the affirmative.

ATMOTOIV — ATMOTOIV

## REPORT.

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THE SELECT COMMITTEE to which was referred the consideration of the Constitutional Question involved in certain clauses in the " Railways Standing Committee Bill " have the honour to report to your Honorable House :—

Your Committee, after much deliberation, are of opinion that in the event of the Legislative Council agreeing to the Bill, consequent upon its great importance, a clause should be inserted limiting its operation to the 31st day of December, 1897.

Your Committee recommend that in the event of the Bill being passed by the Legislative Council with the proposed amendment, it should be returned with a Message to the Legislative Assembly declaring that nothing in the Bill shall be deemed to abrogate or lessen any rights or privileges conferred upon the Legislative Council by *The Constitution Act* in dealing with Railway Bills submitted to them subsequent to the above date.

Committee Room,

2nd October, 1890.





PROCEEDINGS OF THE COMMITTEE.

THURSDAY, 2ND OCTOBER, 1890.

*Members present:*

The Hon. J. H. Abbott  
S. W. Cooke  
J. M. Davies  
C. J. Ham

The Hon. D. Melville  
Lieut.-Col. Sir F. T. Sargood  
J. Service.

The extract from the Minutes read.

The Hon. Lieut.-Col. Sir F. T. Sargood appointed Chairman.

Committee deliberated.

The Hon. J. M. Pratt took his seat.

The Hon. N. Fitzgerald took his seat.

The Hon. N. Thornley took his seat.

The Committee further deliberated.

The Hon. J. M. Davies moved—That a clause be inserted in the Railways Standing Committee Bill providing that nothing in this Act contained shall in any way alter or lessen the privileges of either the Legislative Council or the Legislative Assembly except during the period for which the Act shall remain in force.

Committee divided.

Ayes, 4.

The Hon. S. W. Cooke  
J. M. Davies  
D. Melville  
J. M. Pratt.

Noes, 5.

The Hon. J. H. Abbott  
N. Fitzgerald  
C. J. Ham  
J. Service  
N. Thornley.

And so it passed in the negative.

The Hon. J. Service moved—That a clause be inserted in the Bill limiting its operation to the 31st day of December, 1897.

Committee deliberated.

Committee divided.

Ayes, 6.

The Hon. J. H. Abbott  
N. Fitzgerald  
C. J. Ham  
J. M. Pratt  
J. Service  
N. Thornley.

Noes, 3.

The Hon. S. W. Cooke  
J. M. Davies  
D. Melville.

And so it was resolved in the affirmative.

The Hon. N. Fitzgerald moved—That although the Bill encroaches upon the privileges of the Council, yet, should the Council agree to pass it in view of its great importance, it be returned with a message to the Legislative Assembly intimating that they have done so with an amendment limiting the period of the operation of the measure, and declaring that nothing in the Bill shall be deemed to abrogate or lessen any rights or privileges conferred upon the Council by "The Constitution Act" in dealing with Railway Bills which may be submitted to the Legislative Council subsequent to the 31st day of December, 1897.

Committee deliberated.

Committee divided.

Ayes, 7.

The Hon. J. H. Abbott  
J. M. Davies  
N. Fitzgerald  
C. J. Ham  
J. M. Pratt  
J. Service  
N. Thornley.

Noes, 2.

The Hon. S. W. Cooke  
D. Melville.

And so it was resolved in the affirmative.

The Chairman to report.



1890.  
—  
VICTORIA.

---

REPORT

OF THE

SELECT COMMITTEE OF THE LEGISLATIVE COUNCIL

ON

PRINCE'S BRIDGE—IMPROVEMENTS NEAR;

TOGETHER WITH

THE PROCEEDINGS OF THE COMMITTEE, AND THE MINUTES  
OF EVIDENCE.

---

*Ordered by the Legislative Council to be printed, 21st October, 1890.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES.

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WEDNESDAY, 10<sup>TH</sup> SEPTEMBER, 1890.

The Honorable G. S. Coppin moved, by leave, That a Select Committee be appointed to consider and report upon the question—That an open space should be formed—either as a crescent or a square—from Flinders-street to Prince's-bridge, including the land upon which the Fish Market and the Parcel's Office now stand, for the purpose of increasing the accommodation at that very dangerous intersection of Swanston and Flinders streets, and to provide a suitable approach to the Prince's-bridge Railway Station—such Committee to consist of the Honorables Lieut.-Col. Sir F. T. Sargood, H. Gore, W. I. Winter-Irving, N. Thornley, H. Cuthbert, and the Mover, three to form a quorum; and that the Committee have power to send for persons, papers, and records, and to sit on days on which the Council does not meet.

Question—put and resolved in the affirmative.

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TUESDAY, 14<sup>TH</sup> OCTOBER, 1890.

PRINCE'S BRIDGE—IMPROVEMENTS NEAR.—The Honorable G. S. Coppin moved, by leave, That the Select Committee on Improvements near Prince's-bridge have leave to move from place to place.

Question—put and resolved in the affirmative.

---

TUESDAY, 21<sup>ST</sup> OCTOBER, 1890.

PRINCE'S BRIDGE—IMPROVEMENTS NEAR.—The Honorable G. S. Coppin, Chairman, brought up the Report from the Committee.

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

## REPORT.

---

THE SELECT COMMITTEE appointed to consider and report upon the question of Prince's-bridge—Improvements near, have the honour to report to your Honorable House as follows:—

That the Chairman of the Victorian Railways Commissioners having submitted to your Committee a plan showing that it is proposed to widen the continuation of Swanston-street to 199 feet, and having further intimated that the Victorian Railways Commissioners are willing to round off the corners at the intersection of Flinders-street, your Committee are unanimously of opinion that such plan and suggested alterations will meet the requirements of the public traffic.

17th October, 1890.



PROCEEDINGS OF THE COMMITTEE.

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MEETING HELD IN THE BOARD ROOM OF THE VICTORIAN  
RAILWAYS COMMISSIONERS, SPENCER-STREET.

---

TUESDAY, 17<sup>TH</sup> OCTOBER, 1890.

*Members present:*

The Hon. G. S. Coppin  
H. Cuthbert

The Hon. Lieut.-Col. Sir F. T. Sargood  
W. I. Winter-Irving.

Extract from the Minutes appointing the Committee read.

The Hon. G. S. Coppin appointed Chairman.

Committee deliberated.

Richard Speight, Esquire, Chairman of the Victorian Railways Commissioners, was called in and examined.

The witness withdrew.

The Chairman brought up a Draft Report which was read and agreed to.

The Chairman to report.

*The Committee adjourned.*





# MINUTES OF EVIDENCE.

FRIDAY, 17TH OCTOBER, 1890.

*Present:*

The Hon. G. S. COPPIN, in the Chair;

The Hon. Lieut.-Col. Sir F. T. Sargood,  
W. I. Winter-Irving,

The Hon. H. Cuthbert.

Richard Speight, Esquire, Chairman of the Victorian Railways Commissioners, examined.

1. *By the Hon. H. Cuthbert.*—The Committee have sent for you to ask you to give your views as the head of the Railway Department, in connexion with certain proposed alterations in extending the area from Prince's-bridge to Swanston-street. Certain plans have been submitted to the Legislative Council for their inspection, and I wish to show you those plans, so that you may inform the Committee of any reasons why the proposed arrangement could not be carried out, or why it may be carried out—[*exhibiting a plan*]?

This plan evidently contemplated that the width of the roadway of Swanston-street over the railway would be the 99 feet it is at present, but it is our intention, when we carry out the works above the surface, to widen Swanston-street, from Flinders-street to wherever it joins Prince's-bridge, some 50 feet on each side, so that the space shown by this arrangement as being intended to be occupied with a fountain on each side is really intended by the Railway Department to be thrown into the public roadway—[*explaining on the plan*]. The street will then be practically 200 feet wide. Of course, if those fountains were placed there it would destroy the utility of this additional space of roadway, because the intention is that public traffic, either over Prince's-bridge or to the railway, shall have this additional space available for its use; but if those fountains were there it would entirely prevent the free use of that 50 feet on each side. We have looked at the suggestion as to whether the rounded corners instead of the right-angled corners could be arranged, and I think there would be no difficulty, if it was thought desirable, to round the corners something like that—[*showing on the plan*].

2. *By the Hon. the Chairman.*—These plans we have shown you are in no way intended to say to the Commissioners what should be done; all I asked for was that a space of ground should be left—that instead of the 200 feet, that is 50 feet on each side of the road, I asked for 100 feet on each side, leaving you to arrange to do whatever you think right with the space, but to provide something in the shape of rests, or whatever was thought best to relieve the public traffic of the road?

I quite understand that. I was going to say, as far as regards our proposition to give 50 feet on each side, and in relation to rests or safety places for people getting across, the idea was that the present footpaths which are on the Swanston-street bridge should remain as they are, and there should be another footpath alongside the railway frontage and the bridge, and that, after making provision for the additional footpaths, the remainder of the 50 feet on each side would be available for roadway, so that the passengers would have the present footpaths as places of rest. If you have not those means of rests, anyone that had to navigate 200 feet of the busy thoroughfare would be probably in danger of vehicular traffic going one way or another; but if the suggestion now is, that, in addition to giving this 50 feet for this purpose, and practically doubling the width of the present roadway, we should double it again, that would seriously interfere with the arrangements of the stations below. The first objection to it would be this—that, as it is, there will be 200 feet in tunnel underneath, and if you put another 100 feet it will be 300 in tunnel, and to make the entrances to a busy station with a tunnel of 300 feet would be very objectionable, apart from the amount of accommodation taken from the Railway Department, every yard of which they want. This Fish Market, which we acquired from the City Corporation on very good terms for them, was acquired with the intention of utilising its space for railway purposes. In like manner we acquired from the Government the site of the old Morgue on account of its space being required for railway purposes, and contributed to the construction of the new Morgue. Half the Fish Market will go with the 50 feet we propose to give, and the whole of it would go if we gave 100 feet. I do not think this would be much gain to the public. The position of the Cathedral is fixed, and you will have 200 feet width in the interval fronting the station. To have 300 feet might be a public convenience, but the railway inconvenience would be very serious.

3. *By the Hon. Lieut.-Col. Sir F. T. Sargood.*—You propose to round off the corners now? Of course Mr. Coppin was right in saying these were merely suggestions, and I am not discussing the matter on any tight ground; but, no doubt, rather than have the square, the rounded corners on each side would be better, and we would arrange our buildings so that instead of bringing them there—[*showing on the plan*]  
—we would take them off with a graceful curve.

4. That would be an advantage from an architectural point of view?  
Yes.

5. *By the Hon. the Chairman.*—And a great improvement and convenience?

Yes; it would be nearer 220 feet than anything at this point (between the rounded corners). We would give as much as we could. The rounded corners would enable—[referring to the plan]—you to see what was ahead of you better than right-angled corners would do. We have not fixed on any elevation plans yet, but if we knew it was the desire of the Committee that in arranging this elevation we should provide for those rounded corners we should be very happy to do so, and it would be a convenience to do it; of course we have to consider utility as well in all these cases. If you cripple the accommodation by 50 feet it would be very serious, apart altogether from putting into darkness 300 feet instead of the 200 feet we propose. We have 500 trains into that place every day, with a considerable demand for more.

6. *By the Hon. Lieut.-Col. Sir F. T. Sargood.*—How does it compare with the Victoria-street Station, London?

In London the suburban traffic, though much greater, is spread over half a dozen separate stations. As far as I know, there is no busier suburban traffic anywhere than we have at this station in Melbourne, and the number of trains will go on increasing, and may yet be as many as 1,000 a day. We are bounded by the Yarra on one side and Flinders-street on the other. You cannot increase the area for accommodation, therefore every piece of ground you have got is so valuable to you that you should not part with it without extreme justification; but I think we can meet your views by rounding the corners so as to make the area in question as available and clear to the view as possible.

*The witness withdrew.*

*Adjourned.*

1890.  
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VICTORIA.

LEGISLATIVE COUNCIL.

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STANDING ORDERS COMMITTEE.

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REPORT.

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ORDERED BY THE COUNCIL TO BE PRINTED, 10TH DECEMBER, 1890.

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By Authority:  
ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



## REPORT.

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THE SELECT COMMITTEE of the Legislative Council on Standing Orders have the honour to report, in accordance with the resolution of your Honorable House on the 2nd July last, that they have made certain additions, alterations, and amendments in the Standing Orders of the Legislative Council relating to the transaction of Public Business, which they have now the honour to recommend to your Honorable House, as follow :—

That Standing Orders 26 and 27 be repealed, and the following be adopted in lieu thereof :—

After such Commission has been read the Clerk shall read, with the returns endorsed thereon, any Writs delivered to him that have been issued during the prorogation either by the President, while in office, or by His Excellency the Governor in pursuance of *The Constitution Act Amendment Act 1890*.

Members returned pursuant to such Writs will then be sworn as prescribed by *The Constitution Act Amendment Act 1890*.

That Standing Orders Nos. 30, 31, and 32 be repealed, and the following adopted in lieu thereof :—

If only one Member be proposed and seconded as President, he expresses in his place his sense of the honour proposed to be conferred upon him, and submits himself to the Council, and he is then taken out of his place by the Members who proposed and seconded him, and by them conducted to the Chair.

That Standing Order No. 46 be repealed, and the following adopted in lieu thereof :—

The Usher shall from time to time take or deliver into custody any stranger whom he may see, or who may be reported to him to be in any part of the Council Chamber or the precincts thereof appropriated to the Members of the Council, while the Council or any Committee thereof is sitting.

The Usher shall from time to time take or deliver into custody any stranger who, having been admitted into any part of the Council Chamber or the precincts thereof, shall, while the Council or any Committee thereof is sitting, misconduct himself, or shall not withdraw when strangers are directed to withdraw, and no person so taken into custody under this or the next preceding Order shall be discharged out of custody without the order of the Council and payment of the fees hereinafter set forth.

That the following Order, to follow Standing Order No. 53, be adopted :—

The custody of all documents and papers belonging to the Council shall be in the Clerk, who shall not permit any to be removed therefrom without leave of the Council.

That Standing Orders Nos. 63, 64, 65, and 66 be repealed.

That Standing Order No. 67 be repealed, and the following adopted in lieu thereof:—

The ordinary business of each day consists of the giving of notice of Questions and Motions, the answering of Questions, the presentation of Petitions, and the discussion of Motions and of Orders of the Day.

That Standing Order No. 77 be repealed, and the following adopted in lieu thereof:—

Every Member in giving notice of a question or motion shall read it aloud and deliver at the Table to the Clerk or the Clerk-Assistant a copy of such notice fairly written, signed by him or on his behalf, and stating the day proposed for asking such question or bringing on such motion.

That Standing Order No. 78 be repealed, and the following adopted in lieu thereof:—

A Member may not give for himself two notices of question or of motion consecutively if any other member has any notice to submit.

That Standing Order No. 82 be repealed, and the following adopted in lieu thereof:—

Any notice or part of a notice of question or of motion containing unbecoming expressions, or, in the case of a notice of question, debatable matter, may be expunged from the Notice-paper by order of the President.

That Standing Order No. 85 be repealed, and the following adopted in lieu thereof:—

All questions of Order or Privilege at any time arising shall suspend the consideration and decision of every other question, but an adjourned debate on such questions shall not be entitled to precedence unless so ordered.

That Standing Order No. 89 be repealed, and the following adopted in lieu thereof:—

Any motion not seconded may not be further debated, and no entry thereof shall be made in the Minutes of Proceedings.

That Standing Order No. 108 be repealed, and the following adopted in lieu thereof:—

No amendment shall be proposed in any part of a question after a later part has been amended or has been proposed to be amended, unless the proposed amendment has been withdrawn.

That the following Orders, to follow Standing Order No. 118, be adopted:—

The Member upon whose motion any debate shall be adjourned by the Council shall, if present, be entitled to pre-audience on the resumption of the debate.

A Member moving or seconding the adjournment of the debate on any question shall, whether the adjournment be carried or not, be entitled to speak again on the main question, provided he has not discussed that question in moving or seconding the motion for adjournment.

Whenever a debate on any motion or Order of the Day is interrupted by the adjournment or the counting out of the Council, the Council may order such debate to be resumed at the point where it was so interrupted on motion with notice.

If any debate on any question in a Committee of the whole Council be interrupted for want of a quorum, the Council may order the resumption of such Committee on a future day on motion with notice, and the debate on such question shall then be resumed at the point where it was so interrupted.

That Standing Order No. 122 be repealed, and the following adopted in lieu thereof:—

A reply shall be allowed to a Member who has made a substantive motion to the Council, but not to any Member who has moved an Order of the Day, an amendment, or an instruction to a Committee, or the previous question.

It shall be competent to a Member when he seconds a motion or amendment before the Council without speaking to it, to address the Council on the subject of such motion or amendment at any subsequent period of the debate.

A motion—"That the Council do now divide," "That the Council do now adjourn," "That this debate be now adjourned," shall always be in order if made so as not to interrupt a Member speaking, and shall be moved and seconded without discussion and be immediately determined, and none of these motions shall be again entertained within the next thirty minutes, nor shall a Member move or second any one of these motions more than once during the same debate.

It is competent for a Member while speaking to a question to move the adjournment of the debate.

That Standing Order No. 123 be repealed, and the following adopted in lieu thereof:—

Any Member may rise to speak "to order", or upon a matter of privilege suddenly arising, but must do so forthwith.

That the following Order, to follow Standing Order No. 124, be adopted:—

Any Member complaining to the Council of a statement in a newspaper as a breach of privilege shall produce a copy of the paper containing the statement in question, and may also submit a motion declaring the person in question to have been guilty of contempt.

That Standing Orders Nos. 125 and 126 be transposed.

That Standing Order No. 140 be repealed, and the following adopted in lieu thereof:—

Every Member or other person declared guilty of contempt shall be committed to the custody of the Usher or of the Governor of the Melbourne Gaol, by warrant signed by the President.

That Standing Orders Nos. 147 and 148 be transposed.

That the following Order, to follow Standing Order No. 152, be adopted:—

While the Council or a Committee of the whole is dividing a member can only speak to a point of order by permission of the President or Chairman.

That Standing Order No. 160 be transposed to follow No. 157.

That Standing Order No. 159 be repealed, and the following adopted in lieu thereof:—

Every such objection shall be taken forthwith after such words have been used.

That Standing Order No. 165 be repealed, and the following adopted in lieu thereof:—

In Committee of the whole Council no amendment shall be proposed in any part of a clause of a Bill or Question after a later part has been amended.

That Standing Orders Nos. 173 and 175 be transposed.

That Standing Order No. 178 be repealed, and the following adopted in lieu thereof:—

Every report from a Committee of the whole Council may be adopted or not adopted by the Council or adopted with amendments, or the Bill may be re-committed in whole or in part to the Committee, or the further consideration thereof postponed.

That Standing Order No. 181 be repealed, and the following adopted in lieu thereof:—

It shall not be compulsory on the President or Chairman of Committees to serve on any Select Committee.

That the following Order, to follow Standing Order No. 184, be adopted:—

Before the Council proceeds to ballot for a Committee the bells shall be rung as for a division.

That the following Order, to follow Standing Order No. 205, be adopted:—

Upon the presentation of a report, no discussion shall take place, but the report may be ordered to be printed with the documents accompanying it, and an order made for its being taken into consideration on a future day.

That Standing Order No. 211 be repealed, and the following adopted in lieu thereof:—

Where a witness is in the custody of any person, such person may be ordered to bring the witness in safe custody in order to his being examined, and from time to time, as often as his attendance is required, and the President may be ordered, on motion without notice, to issue his warrant accordingly.

That Standing Order No. 214 be repealed, and the following adopted in lieu thereof:—

The neglect or refusal of a witness to attend in obedience to an order of the Council, or of a Committee having power to summon witnesses, or in obedience to a warrant of the President, may be censured or declared guilty of contempt.

That Standing Order No. 220 be repealed.

That Standing Order No. 241 be repealed, and the following adopted in lieu thereof:—

Every petition shall be in the English language, and shall be respectful, decorous, and temperate in its language.

That Standing Order No. 249 be repealed.



That the following Order, to follow Standing Order No. 268, be adopted:—

It shall be sufficient to read the number and marginal note only of any clause of a Bill unless a Member desire any clause to be read.

That Standing Order No. 270 be repealed, and the following adopted in lieu thereof:—

A question shall be put “That each clause stand part of the Bill” or “That each clause, as amended, stand part of the Bill,” or, “That certain clauses stand part of the Bill.”

That Standing Order No. 272 be repealed, and the following adopted in lieu thereof:—

New clauses relevant to the subject-matter of the Bill, or pursuant to any instruction, shall be proposed after the clauses in the Bill have been considered and before the schedules, if any, are proposed, unless the Committee otherwise direct.

That the following Order, to follow Standing Order No. 277, be adopted:—

When a Bill has been reported the adoption of the report may be immediately moved, or a future day may be fixed for that purpose.

That Standing Order No. 283 be repealed, and the following adopted in lieu thereof:—

After the third reading and further proceedings thereon, if any, the title of the Bill shall be agreed to, or amended and agreed to.

That Standing Order No. 293 be repealed, and the following adopted in lieu thereof:—

Whenever any Bill by which an alteration in the constitution of the Legislative Council or Legislative Assembly or in the Schedule marked D annexed to *The Constitution Act* has, in accordance with the provisions contained in section 60 of the said Act, passed its second and third readings in the Council with the concurrence of an absolute majority of the whole number of the members of the Council, the Clerk, or other proper officer of the Council, shall certify the fact on the Bill accordingly.

That the following Order, to follow Standing Order No. 146, be adopted:—

As soon as tellers have been appointed, the Clerk shall strike a hand-bell at the table, and thereafter no Member shall cross the floor of the House until the division lists have been handed to the President, and the result of such division declared by him, and the vote of each Member shall be recorded on the division list of that side of the House on which he was sitting when the bell was struck as aforesaid. Provided always that the vote of every Member who shall have given his voice with the “Ayes” or the “Noes” when the question was put from the Chair prior to the call for a division shall be recorded by the President in the division lists in accordance with the voice so given.

That the following Order, to follow Standing Order No. 270, be adopted:—

When the Chairman has called out the number of a clause, and the marginal note or the clause has been read, such clause shall be open for discussion and amendment, and when the debate has terminated the Chairman shall put the question—“That the clause [*or* the clause as amended] stand part of the Bill.”



1890.

## VICTORIA.

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 GOULBURN RIVER NAVIGATION.
 

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## PETITION.

TO THE HONORABLE THE PRESIDENT AND THE MEMBERS OF THE LEGISLATIVE COUNCIL OF THE COLONY OF VICTORIA.

The humble Petition of the undersigned residents of Nagambie, Seymour, and Waranga districts sheweth :

That your honorable House has caused thousands of pounds to be spent in snagging the Goulburn River for the purpose of making it navigable.

That recently the Water Supply Department granted to the Goulburn Shire and the Waranga Shire the sum of £10,000 for the purpose of constructing bridges over the Goulburn River between Seymour and the Goulburn Weir.

That the erection of these bridges as at present contemplated will stop the traffic on the river, as the bridges, not being drawbridges, will prevent steamers from passing, thereby ruining a trade in timber and other cargo which has been successfully carried on prior to this obstruction.

Your Petitioners further sheweth that, with the knowledge that the river had been made navigable by the Government, and not anticipating that they would permit any obstructions to traffic to be made, a limited liability company of the residents of the district was formed to develop the river traffic. The success of this company was assured, and employment was given to a large number of people, and a very material benefit accrued to the town and district. The placing of these obstructions (fixed bridges) with insufficient road-way will have the effect of completely destroying the prospects of this company, and rendering the capital invested in steamers and barges absolutely unremunerative, and a most serious loss to the business of the town will result.

Your Petitioners therefore humbly pray that your honorable House will take into immediate consideration the justice of demanding that these bridges shall be drawbridges, and thus serve the purposes designed in spending the money, to make the Goulburn River navigable, and in justice to the residents, who are greatly interested in the development of the products of the district.

And your Petitioners will ever pray.

*(Here follow 100 signatures.)*

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*Ordered by the Legislative Council to be printed, 22nd October, 1890.*

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VICTORIA



VOTES

AND

PROCEEDINGS

OF THE

LEGISLATIVE

COUNCIL

SESSION

1890

PRINTED BY

GOVERNMENT

CHAMBER