

VICTORIA - MINUTES OF THE PROCEEDINGS OF THE LEG. COUNCIL 1ST & 2ND SESS. 1929

COUNCIL
CHAMBER



VICTORIA.



MINUTES OF THE PROCEEDINGS

OF THE

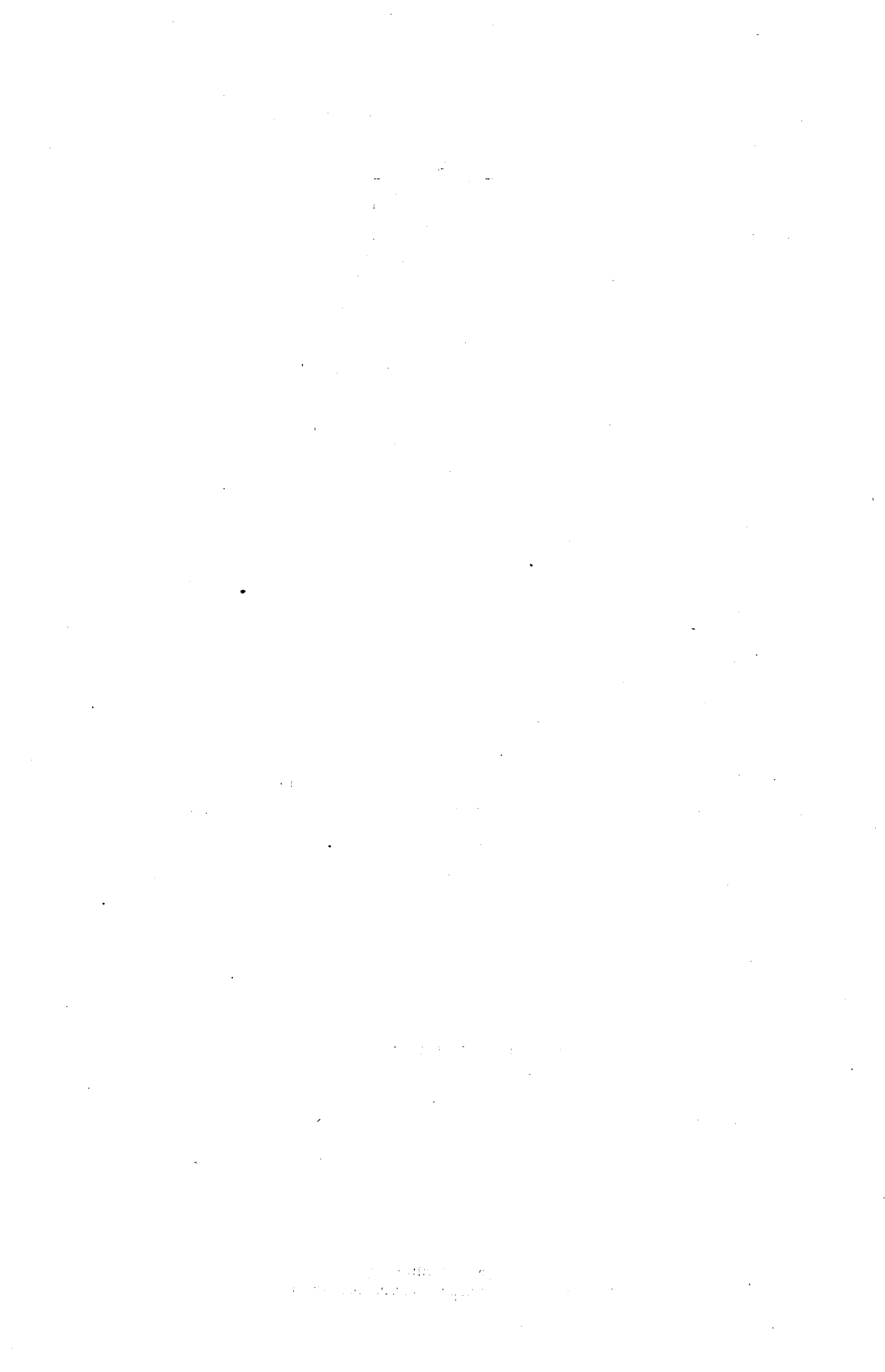
LEGISLATIVE COUNCIL.

FIRST SESSION 1929.

WITH A COPY OF THE DOCUMENTS ORDERED TO BE PRINTED.

By Authority:

H. J. GREEN, GOVERNMENT PRINTER, MELBOURNE



VICTORIA

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

No. 1.

WEDNESDAY, 3RD JULY, 1929.

- 1. The Council met pursuant to the Proclamation of His Excellency the Lieutenant-Governor, bearing date the twenty-fourth day of June, 1929, which Proclamation was read by the Clerk and is as follows:—

FURTHER PROROGUING PARLIAMENT AND FIXING THE TIME FOR HOLDING THE THIRD SESSION OF THE TWENTY-NINTH PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency the Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS the Parliament of Victoria stands prorogued until Tuesday, the twenty-fifth day of June, 1929: Now I, the Lieutenant-Governor of the State of Victoria and its Dependencies, in the Commonwealth of Australia, do by this my Proclamation further prorogue the said Parliament of Victoria until Wednesday, the third day of July, 1929, and I do hereby fix Wednesday, the third day of July, 1929 aforesaid, at the hour of half-past Twelve o'clock in the afternoon, as the time for the commencement and holding of the next Session of the said Parliament of Victoria, for the despatch of business, in the State Parliament Houses, situate at 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.

(L.S.) Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twenty-fourth day of June, in the year of our Lord One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

W. H. IRVINE.

By His Excellency's Command,

W. M. McPHERSON.

GOD SAVE THE KING!

- 2. ABSENCE OF THE PRESIDENT.—The Clerk announced that the President was absent in consequence of leave of absence granted to him by the Council on the 21st, December last.
- 3. The Honorable Mr. Justice Wasley, the Commissioner from His Excellency the Lieutenant-Governor appointed to open the Parliament, having been introduced to the Council Chamber by the Usher, His Honour desired the Usher to request the presence of Mr. Speaker and Members of the Legislative Assembly to hear the Commission read for the commencement and holding of this present Session of the Parliament.

The Members of the Legislative Assembly having presented themselves with their Speaker, the Honorable Mr. Justice Wasley said:—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL AND MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

His Excellency the Lieutenant-Governor, not thinking fit to be present in person, has been pleased to cause Letters Patent to issue, under the seal of the State, constituting me his Commissioner, to do in his name all that is necessary to be performed in this Parliament. This will more fully appear from the Letters Patent which will now be read by the Clerk.

Then the said Letters Patent were read by the Clerk as follows, viz. :—

GEORGE the Fifth, by the Grace of God, of Great Britain, Ireland, and the British Dominions beyond the Seas King, Defender of the Faith, Emperor of India :

WHEREAS by Proclamation made the twenty-fourth day of June One thousand nine hundred and twenty-nine by His Excellency the Honorable SIR WILLIAM HILL IRVINE, Doctor of Laws, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., Wednesday, the third day of July, was fixed as the time for the commencement and holding of the next Session of the Parliament of Victoria, at half-past Twelve of the clock in the afternoon, in the Parliament Houses, in the City of Melbourne : And forasmuch as for certain causes the said WILLIAM HILL IRVINE cannot conveniently be present in person in the said Parliament at that time : NOW KNOW YE THAT WE, trusting in the discretion, fidelity, and care of Our trusty and well-beloved The Honorable JOSIAH STEPHEN WASLEY, Acting Judge of Our Supreme Court of Victoria, do give and grant by the tenor of these presents unto you the said JOSIAH STEPHEN WASLEY full power in Our name to begin and hold the said Session of Our said Parliament, and to do everything which for and by Us, or the said WILLIAM HILL IRVINE, shall be there to be done ; commanding also by the tenor of these presents all whom it may concern to meet our said Parliament, and to the said JOSIAH STEPHEN WASLEY that he diligently attend in the premises and form aforesaid. In testimony whereof We have caused the Seal of Our said State to be hereunto affixed.

(L.S.) Witness Our Trusty and well-beloved the Honorable Sir William Hill Irvine, Doctor of Laws, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., at Melbourne, this twenty-eighth day of June, One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

W. H. IRVINE.

By His Excellency's Command,
W. M. McPHERSON.

Entered on Record by me in Register of Patents, Book 31,
page 13, this twenty-eighth day of June, One
thousand nine hundred and twenty-nine.

W. P. HEATHERSHAW, Under-Secretary.

Then the Honorable Mr. Justice Wasley said—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL AND MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I have it in command from His Excellency to let you know that, later this day, His Excellency will declare to you in person, in this place, the cause of his calling this Parliament together ; and, Honorable Gentlemen of the Legislative Council, as it is necessary before you proceed to the despatch of business that an Acting-President of the Legislative Council be chosen, His Excellency requests that you will proceed to the choice of a proper person to be Acting-President.

The Members of the Legislative Assembly with their Speaker then withdrew.

4. DECLARATIONS OF MEMBERS.—The Honorables E. G. Bath, A. Bell, F. W. Brawn, A. E. Chandler, W. L. R. Clarke, H. I. Cohen, H. A. Currie, G. M. Davis, W. H. Edgar, G. L. Goudie, Dr. J. R. Harris, H. Hitchcock, J. P. Jones, H. Keck, E. L. Kiernan, R. Kilpatrick, Lieut.-Col. G. V. Lansell, W. J. McCann, M. McGregor, R. G. Menzies, H. F. Richardson, M. Saltau, H. H. Smith, G. J. Tuckett, W. Tyner, and E. J. White, severally delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632, as hereunder set forth :—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, EDWIN GEORGE BATH*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Kara Kara and are known as ‘ Pleasantside ’ Estate.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Kara Kara are rated in the rate-book of the said municipality upon a yearly value of £982.

“ 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.”

“ EDWIN G. BATH.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, ALEXANDER 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 Victoria of the yearly value of One hundred and thirty-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 situate in the municipal district of city of Ballarat and are known as 101 Wendouree-parade, and 210 and 212 Skipton-street.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Ballarat are rated in the rate-book of the said municipality upon a yearly value of £134.

"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.

"ALEXANDER BELL."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, FREDERICK WILLIAM BRAWN, 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 Victoria of the yearly value of 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 situate in the municipal district of Ballarat, and are known as 213 Mill-street.

"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 the said municipality upon a yearly value of £50.

"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. W. BRAWN."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, ALFRED ELLIOTT CHANDLER, 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 Victoria of the yearly value of over 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 situate in the municipal district of Ferntree Gully, and are known as 'Boronia,' corner of Boronia and Forest roads, Boronia, being portion of Crown lot 69, parish of Scoresby.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Ferntree Gully are rated in the rate-book of the said municipality upon a yearly value of £227.

"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.

"A. E. CHANDLER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, WILLIAM LIONEL RUSSELL CLARKE, 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 Victoria of the yearly value of Three hundred and ninety-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 situate in the municipal district of Bulla, and are known as Rupertswood Farm, five hundred and seven acres one rood and twenty-one perches, being Crown allotment 2 and parts of Crown allotment 1 of section 21 of the parish of Bulla Bulla, and part of W. J. T. Clarke's special survey in the same Parish Nos. 225 and 226 in the rate-book.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Bulla are rated in the rate-book of the said municipality upon a yearly value of £394.

"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. L. RUSSELL CLARKE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, HENRY ISAAC COHEN, 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 Victoria of the yearly value of Two hundred and sixty-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 situate in the municipal districts of Melbourne and Northcote, and are known as 'Keonbrook,' 196 Vale-street, East Melbourne, and lots 11 and 12, part A, of Thornbury Park Estate.

"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 the said municipality upon a yearly value of £225, and that such of the said lands or tenements as are situate in the municipal district of Northcote are rated in the rate-book of the said municipality upon a yearly value of £39.

"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 ISAAC COHEN."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HENRY ALAN CURRIE*, 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 Victoria of the yearly value of Three thousand three hundred and seventy-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 situate in the municipal district of Lexton, and are known as 'Ercildoune Estate.'

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Lexton are rated in the rate-book of the said municipality upon a yearly value of £3,372.

"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.

"H. ALAN CURRIE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, GEORGE MARTLEY DAVIS*, 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 Victoria of the yearly value of Two hundred and twenty-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 situate in the municipal district of Sale, and are known as Mathieson and Davis' offices, saleyards, motor garage, and tobacconist shop; and 37 acres and 26 perches known as Sale Plains paddock and Canal paddock all in the town of Sale.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Sale are rated in the rate-book of the said municipality upon a yearly value of £229.

"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. M. DAVIS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM HASLAM EDGAR*, 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 Victoria of the yearly value of Ninety 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 St. Kilda, and are known as 182 and 184 St. Kilda-street, St. Kilda.

"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 the said municipality upon a yearly value of £90.

"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. EDGAR."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, GEORGE LOUIS GOUDIE*, 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 Victoria of the yearly value of Fifty-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 situate in the municipal district of Caulfield, and are known as 49 Elizabeth-street, Elsternwick.

"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 the said municipality upon a yearly value of £58.

"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. L. GOUDIE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, JOHN RICHARDS HARRIS*, 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 Victoria of the yearly value of over 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 situate in the municipal district of shire of Rutherglen, and are known as 'Thrana' vineyard, and land, parish of Carlyle, shire of Rutherglen, and a residence situate in High-street, Rutherglen.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of shire of Rutherglen are rated in the rate-book of the said municipality upon a yearly value of £320.

"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 R. HARRIS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HOWARD HITCHCOCK*, 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 Victoria of the yearly value of over Fifty pounds above all charges and encumbrances 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 Newtown and Chilwell, and are known as 'Como,' Skene-street, Geelong, being part of allotments 1 and 2, section 2, parish of Moorpanyal, county of Grant.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Newtown and Chilwell are rated in the rate-book of the said municipality upon a yearly value of £365.

"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.

"HOWARD HITCHCOCK."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, JOHN PERCY JONES*, 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 Victoria of the yearly value of Four hundred and seventy 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 Melbourne, and are known as 20, 22, 24, and 26 Patrick-street, 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 the said municipality upon a yearly value of £500.

"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.

"J. P. JONES."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HERBERT KECK*, 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 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 situate in the municipal district of Strathfieldsaye, and are known as 'The Palms,' Retreat-road, Bendigo.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Strathfieldsaye are rated in the rate-book of the said municipality upon a yearly value of £240.

"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.

"HERBERT KECK."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, ESMOND LAWRENCE KIERNAN*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Heidelberg, and are known as house and land in Waldemar-road, Ivanhoe.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Heidelberg are rated in the rate-book of the said municipality upon a yearly value of £90.

"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.

"ESMOND L. KIERNAN."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, RICHARD KILPATRICK*, 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 Victoria of the yearly value of over Fifty pounds approximately 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 Shepparton, and are known as—(i) Lots Nos. 9, 10, and 11 on plan of subdivision and part of Crown allotments 5A, 5B, 6B, parish of Shepparton, county of Moira, more particularly described in certificate of title, vol. 3106, folio 621176; (ii) land and offices, Wyndham-street, Shepparton, in which the business of Kilpatrick, McLellan and Co. is carried on; (iii) part of Crown allotments 1 and 1A, section E, township and parish of Shepparton, county of Moira, and being the land more particularly described in certificate of title, vol. 982, folio 196309 on which is being erected a two-story brick building of offices, &c.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Shepparton are rated in the rate-book of the said municipality upon a yearly value of £244.

“ 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.

“ R. KILPATRICK.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, GEORGE VICTOR LANSELL*, 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 Victoria of the yearly value of Seven 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 Bendigo, and are known as (i) ‘Denderah,’ View Hill, Bendigo, and (ii) ‘Royal Bank,’ View Point, Bendigo.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Bendigo are rated in the rate-book of the said municipality upon a yearly value of £700.

“ 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. V. LANSELL.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM JOHN McCANN*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Kerang, and are known as allotments 2B, 2c, 5, and 6, section c, and allotments 12, 4 and 5 section e, also allotment 2, section c, parish of Dartagook.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Kerang are rated in the rate-book of the said municipality upon a yearly value of £254.

“ 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. McCANN.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, MARTIN MCGREGOR*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Narracan, and are known as allotment 97A, parish of Moe, county of Buln Buln, and occupied by me as residence.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Narracan are rated in the rate-book of the said municipality upon a yearly value of £150.

“ 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.

“ M. MCGREGOR.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, ROBERT GORDON MENZIES*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Kew, and are known as 501 High-street, Kew.

“ 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 the said municipality upon a yearly value of £64.

“ 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.

“ ROBERT G. MENZIES.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HORACE FRANK RICHARDSON*, 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 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 situate in the municipal district of city of Geelong, and are known as ‘The Exchange’ property, Little Malop-street, Geelong, and occupied by myself and tenants.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Geelong are rated in the rate-book of the said municipality upon a yearly value of £350.

" 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.

" H. F. RICHARDSON."

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, MARCUS SALTAU*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Prahran, and are known as part of Crown portion 18, Parish of Prahran, County of Bourke, and more particularly described in certificate of title, volume 4940, folio 987927.

" 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 the said municipality upon a yearly value of £250.

" 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.

" M. SALTAU."

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HERBERT HENRY SMITH*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Prahran and are known as 'Narwee,' 270 Doman-road, South Yarra.

" 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 the said municipality upon a yearly value of £400.

" 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.

" HERBERT H. SMITH."

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, GEORGE JOSEPH TUCKETT*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Numurkah, and are known as allotments 6, 7, 8, 9, 10, part 11 of section D, parish of Yalca, containing 1,412 acres.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Numurkah are rated in the rate-book of the said municipality upon a yearly value of £607.

" 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. J. TUCKETT."

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM TYNER*, 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 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 situate in the municipal district of Caulfield, and are known as 70 Hawthorn-road, Caulfield.

" 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 the said municipality 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.

" WILLIAM TYNER."

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, EDWARD JAMES WHITE*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Hamilton, and are known as (1), Newlands, being allotments 1, 2 and 3, section 31, parish of Hamilton North, and (2) Cyclone Paddock, being allotment 58, section A, parish of Hamilton North, all in the borough of Hamilton.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Hamilton are rated in the rate-book of the said municipality upon a yearly value of £95.

“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. J. WHITE.”

5. COMMISSION TO ADMINISTER OATH TO MEMBERS.—The Honorable Mr. Justice Wasley, Commissioner from His Excellency the Lieutenant-Governor to administer the Oath prescribed by the thirty-second section of the Act No. 2632, then handed his Commission to the Clerk, who read the same as follows:—

By His Excellency the Honorable Sir William Hill Irvine, Doctor of Laws, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

To the Honorable JOSIAH STEPHEN WASLEY, Acting Judge of Our Supreme Court in our said State of Victoria.

GREETING :

WHEREAS by the thirty-second section of *The Constitution Act Amendment Act* 1915, No. 2632, it is enacted that no Member either of the Legislative Council or the Legislative Assembly shall be permitted to sit or vote therein respectively until he has taken and subscribed before the Governor, or some person authorized by the Governor in that behalf, the Oath set out in the Second Schedule to the aforesaid Act: Now therefore I, the Lieutenant-Governor of the said State, do by these presents command and authorize you to proceed to the Parliament Houses, in the City of Melbourne, on Wednesday, the third day of July proximo at half-past Twelve of the clock in the afternoon, then and there to administer the said Oath to such Members of the said Legislative Council as have not already taken and subscribed the same since their election to the said Legislative Council.

(L.S.) Given under my hand and the seal of the State, at Melbourne, in the said State, this twenty-eighth day of June, in the year of Our Lord One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

W. H. IRVINE.

By His Excellency's Command,

W. M. McPHERSON.

Entered on Record by me in Register of Patents, Book 31, page 14, this twenty-eighth day of June, One thousand nine hundred and twenty-nine.

W. P. HEATHERSHAW,
Under-Secretary.

6. RETURN TO WRIT.—The Clerk announced that he had received from the Official Secretary to the Governor the writ issued by His Excellency the Lieutenant-Governor on the 30th May last for the election of a member to serve for the Melbourne South Province in the place of the Honorable Norman Falkiner, deceased, and that by the Return indorsed thereon it appeared that Harold Edward Cohen had been elected in pursuance thereof.
7. SWEARING IN OF NEW MEMBER.—The Honorable Harold Edward Cohen, having approached the Table, took and subscribed the Oath required by law, and delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth:—

“In compliance with the provisions of *The Constitution Act Amendment Act* 1915, I, HAROLD EDWARD COHEN, 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 Victoria of the yearly value of Seventy-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 situate in the municipal district of the Shire of Frankston and Hastings, and are known as all that land contained in Certificate of Title Volume 4494 folio 898639.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Frankston and Hastings are rated in the rate-book of the said municipality upon a yearly value of £72.

“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.

“HAROLD COHEN.”

The Honorable Mr. Justice Wasley attested the Oath Roll, and then withdrew.

8. ELECTION OF ACTING-PRESIDENT.—On the motion of the Honorable H. I. Cohen, the Honorable W. H. Edgar was chosen to fill temporarily the office and perform all the duties of the President during his absence.

9. The Acting-President took the Chair and read the Prayer.

10. DECLARATIONS OF MEMBERS.—The Honorables J. H. Disney and D. L. McNamara severally delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth :—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, JAMES HERBERT DISNEY, 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 Victoria of the yearly value of over 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 situate in the municipal district of South Melbourne, and are known as ‘ Clontarf Terrace,’ Cecil-street, South Melbourne.

“ And I further declare 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 the said municipality upon a yearly value of £167.

“ 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. H. DISNEY.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, DANIEL LAURENCE MCNAMARA, 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 Victoria of the yearly value of over 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 situate in the municipal districts of Berwick and Caulfield, and are known as allotment 2, section P, and allotment 49A, parish of Koo-wee-rup East, county of Mornington ; also house and land known as ‘ Iona,’ Talbot-avenue, East St. Kilda.

“ 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 the said municipality upon a yearly value of £57, and that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of the said municipality upon a yearly value of £61.

“ 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. L. McNAMARA.”

11. APPROACH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The approach of His Excellency the Lieutenant-Governor was announced by the Usher.

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

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

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

You have been called together for the consideration of important public business. My Advisers look forward with confidence to the co-operation of both Houses of the Legislature in the enactment of legislation which will promote the interests of all sections of the community.

The severe illness of His Majesty the King caused grave anxiety. My Ministers join with me in the earnest hope that His Majesty's progress towards recovery may continue and that he will speedily be restored to complete health.

His Excellency the Governor, having private business to transact in England, left Melbourne in May last and he is expected to return in October next.

It is regretted that the death of the Honorable E. Morley has to be recorded. As a Member of the Legislative Assembly and as an Honorary Minister he rendered valuable public service.

The State has also lost the services of the Honorable Norman Falkiner, who passed away during the Recess.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

A measure to make preliminary provision for the services of the current financial year will be submitted almost immediately.

Supplementary Estimates of Expenditure for the year 1928-1929 will follow in due course.

Estimates of Revenue and Expenditure for the current financial year are now being prepared and will be placed before you as early as practicable.

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

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The State has passed through a period of stress and difficulty as a result of industrial disputes which have occurred during the past twelve months.

My Advisers have noted with pleasure that the Timber Workers' dispute has been settled. They hope that more harmonious relations between employer and employé will be developed in industry in the future.

No subject has given my Ministers more concern than the provision of employment for unemployed workers.

Many special relief works, estimated to cost £100,000, are already in progress, and other proposals are being investigated. A comprehensive scheme involving the reclamation of an additional area of over 100 acres at Fisherman's Bend, Port Melbourne, has also been authorized. Expenditure by municipalities on approved undertakings is being subsidized. The Government is prepared to grant assistance towards the cost of the important work of preventing the erosion of the foreshore of Port Phillip Bay. In addition, an amount much in excess of that granted in previous years has been made available to the Ladies' Benevolent Societies for the relief of distress.

An Industrial Stability Committee will be established.

One of the first measures to be submitted for your consideration will provide for the establishment of a Rural Bank.

The policy of the Government being to place settlers in those parts of the State where there is an assured rainfall, and where rail, road, and water facilities are available, projects for settlement in Gippsland are now being investigated.

Bills dealing with Closer Settlement and Discharged Soldiers Settlement and making provision for "Home Maintenance" areas will also be placed before you.

Arrangements have been made to assist Mallee settlers financially until next harvest, a sum of £340,000 having been advanced since the Government took office.

With the construction of the Euston-Lette Railway and the extension from Yarrowonga to Oaklands, the whole of the work authorized by the Border Railways Agreement will have been completed, with the exception of a possible extension of the Victorian system northerly from Mildura. Other proposals for railways into the Riverina and in the south-western portion of the State are at present being investigated.

The authority for loan expenditure for country roads construction expires in 1930. Proposals will be placed before you providing for a substantial amount to be made available for the construction of further roads. Certain municipalities will be assisted by reducing their contributions towards road maintenance.

The Country Roads Board is responsible for the maintenance and re-conditioning of 1,508 miles of State Highways, and it bears two-thirds of the cost of Main Roads (5,500 miles). If additional obligations be placed upon the Board by increasing the mileage of these roads, additional funds must be provided. If 1,000 miles of additional State Highways and 1,000 miles of Main Roads were to be declared, as has been suggested, further expenditure amounting to £450,000 per annum would be involved.

Railway revenue has been adversely affected by motor transport, also as a result of industrial disputes. Steps have been taken to adjust working expenses, but it is unlikely that a Railway deficit can be avoided.

As the interests of the community will be best served by ensuring that road and rail transport shall be upon a co-ordinated basis, it is proposed to submit a measure to create a Ministry of Transport.

The powers of the Parliamentary Standing Committee on Railways will be extended to enable the Committee to inquire into the advisability of constructing roads suitable for motor transport instead of building new railways.

In order to bring the Police Force up to an effective standard, my Advisers ordered 100 recruits to be enlisted, bringing the strength of the Force up to 2,157.

Proposals for the further improvement and development of forest areas will be submitted for your approval.

The Government is of opinion that the Hume Reservoir should be constructed to its full capacity.

The policy of assisting country centres to install sewerage systems will be continued.

The Government will continue to aid dairy farmers to acquire pure-bred stock, and will encourage herd testing. The Dairy Produce Acts will be amended, and it is proposed to give effect to many of the recommendations of the Royal Commission on the Dairying Industry.

In order to make better provision for the protection of the State's interests, it is intended to introduce legislation dealing with financial guarantees by the Government.

The Melbourne and Metropolitan Board of Works will be re-constituted so as to provide for the representation of all municipalities within the Board's jurisdiction on a more equitable basis. This authority will deal with arterial roads and bridges in the Metropolitan area.

The Melbourne and Metropolitan Tramways Board will be re-constituted.

You will be asked to sanction the extension of the present Newmarket Saleyards. The development of inland killing centres will be encouraged.

A board to promote greater efficiency in the Public Service and to deal with salaries, wages, and working conditions of public servants will be established.

The Prime Minister, at the recent conference, invited the State Premiers to recommend to their Parliaments the reference of full industrial powers to the Commonwealth. The Premiers declined to do so. The Federal Government now proposes to alter the existing Federal Arbitration legislation in such a way as to leave all industrial matters (except those affecting the shipping and waterside industries) to be dealt with by the States. My Advisers will consider what action will be necessary to provide for this vital alteration in the control of industrial affairs within the State.

Main electrical supply lines to Ballarat, Bendigo and other important country centres are being constructed by the State Electricity Commission, and extensions will be made therefrom with the object of linking up the whole of the State. The briquetting plant is being duplicated.

Negotiations with respect to the Melbourne Hospital are proceeding, with a view to making provision for a larger and more modern building on the site of the markets in Sydney-road.

Regulations have been approved dealing with the reception of intermediate or community hospital patients.

The policy of the Government is to co-ordinate all efforts for the prevention, investigation and cure of disease by placing them under one responsible Minister.

Special attention is being paid by my Advisers to the problem of post-primary education.

Important legal reforms are contemplated; and, *inter alia*, the Crimes Acts and the Police Offences Acts will be amended.

Legislation to bring into full operation His Honour Sir Leo Cussen's splendid consolidation of the statute law of Victoria will be submitted.

Further particulars are being obtained with a view to considering in all its aspects the important question of the partial nationalization of irrigation headworks.

Among the many questions being investigated by my Advisers are the following:—

The establishment of a research station in the Mallee and an experimental orchard in the Goulburn Valley, the operations of the Co-operative Freezing Works, further increase of hospital accommodation and the re-organization of the Government Labour Exchange.

In addition to other measures, Bills dealing with the following subjects will be submitted to you:—

Control of Farm Produce Agents,
Urban and Country Motor Omnibuses,
Motor Cars,
Local Government,
Factories and Shops,
Mental Defectives,
Weights and Measures,
Racing Fixtures,
Real Estate Agents and Business Agents,
Money Lenders,
Control of Servants' Registry Offices,
Stock Foods.

My Advisers feel that if the proposals which have been mentioned are carried into effect during the current Session, the time of the Legislature will have been most profitably spent.

I now leave you to the discharge of the high duties which are entrusted to you, and express the hope that under the blessing of Divine Providence your labours will materially advance the welfare of the State and promote the prosperity and happiness of the people.

Which being concluded, a copy of the Speech was delivered to the Acting-President, and a copy to Mr. Speaker, and His Excellency the Lieutenant-Governor left the Chamber.

The Legislative Assembly then withdrew.

12. The Acting-President resumed the Chair.

13. **DECLARATION OF MEMBER.**—The Honorable R. Williams delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth:—

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, ROBERT WILLIAMS, 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 Victoria of the yearly value of 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 situate in the municipal district of South Melbourne, and are known as 123 Wright-street, Middle Park.

“And I further declare 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 the said municipality upon a yearly value of £75.

“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.

“R. WILLIAMS.”

14. **THE LATE HONORABLE NORMAN FALKINER.**—The Honorable H. I. Cohen moved, by leave, That this House place on record its sorrow at the death of the Honorable Norman Falkiner, one of the Members for the Melbourne South Province.

And other honorable members having addressed the House—
The Acting-President said—

I should like also to add my tribute to those already expressed concerning our late fellow member. It is a matter for personal regret that I missed, by only a few minutes, an opportunity to meet Mr. Falkiner at Fremantle, when he was on his way to Europe. Our steamers were both lying at the wharf, and on hearing that he was on board the vessel which was bound for England, I hurried so that I might have a chat with him. However, his steamer departed before I could reach it, and I am deeply sorry to say that the next news I heard concerning him was that he had been called hence. Honorable members of this House were impressed at all times with the knowledge which Mr. Falkiner possessed with respect to primary produce and producers. He was an authority on the matters in which he had been concerned throughout his life, and whenever he spoke in this Chamber, he did so with a certainty of his facts which commanded attention and respect on all sides. We have suffered a great loss through his passing on at a comparatively early age. May I be allowed to take this opportunity to refer to another death which has occurred this year. This loss also comes

home to me personally, because when I entered the Legislative Council in 1904 the Hon. Adam McLellan had been elected as the first representative of the Labour party in this Chamber. He later occupied the position of Minister of Public Works in the Elmslie Ministry. In those days, he and his party colleagues were viewed with some concern in the matter of the attitude which they were likely to adopt in this Chamber. But Mr. McLellan won the affection, esteem, and deep respect of every one of his fellow members. He was a man of sterling and upright character, and he gained considerable confidence for his party owing to the attitude which he adopted on questions affecting the whole of the community. Adam McLellan was a transparently honest and upright man. He exercised a wonderful influence wherever he went; and that was attested by the large number of mourners, including public men, who gathered at his graveside. I should like also to refer to still another death during this year—that of the Hon. Edward Morley. Death, indeed, has been busy amongst us. The late Mr. Morley was an esteemed member of the Legislative Assembly, and was an Honorary Minister in the present Government. He served his time, in his early days, in various directions, and later he won distinction in the Great War. He will be long remembered in connexion with his labours for the establishment of the Great Ocean Road. Upon that project he, together with our fellow member, Mr. Hitchcock, gave of his best so that a great national highway might be developed and completed. The undertaking is one which will be ever associated creditably with the memory of Mr. Morley. Finally, I know that I may say that we all sympathize with the Premier, Sir William McPherson, in the grievous loss he has sustained in the death of his wife. I have referred to events which have occurred in our immediate circle as members of this Legislature; they come home very deeply as well as closely to us. I am sure that the bereaved relatives will in all these instances be comforted by the thought that they have our united sympathies.

The question was then put and, honorable members signifying their assent by rising in their places, unanimously resolved in the affirmative.

15. ILLNESS OF HIS MAJESTY THE KING.—The Acting-President announced that the resolution of sympathy with His Majesty the King in his illness, passed by this House on the 23rd December last, was, at the request of the President, communicated by His Excellency the Governor by cable to the Secretary of State for Dominion Affairs, and that His Excellency had forwarded the following decode of a cablegram which he had received in reply from the Secretary of State for Dominion Affairs:—

“Your telegram of 9th January containing terms of resolution by the Legislative Council has been laid before Her Majesty the Queen who desires that an expression of her grateful appreciation may be conveyed to the President and Members of the Legislative Council for their kind message of sympathy.”

16. JUDGMENTS (RECIPROCITY) BILL.—On the motion of the Honorable H. I. Cohen, a Bill to amend the Judgments (Reciprocity) Acts was read a first time, ordered to be printed and to be read a second time on Tuesday, the 16th instant.
17. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Acting-President laid upon the Table the following Warrant appointing the Committee of Elections and Qualifications:—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of *The Constitution Act Amendment Act 1915* I do hereby appoint—

The Honorable Alexander Bell,
The Honorable Henry Isaac Cohen,
The Honorable George Louis Goudie,
The Honorable Dr. John Richards Harris,
The Honorable John Percy Jones,
The Honorable Daniel Laurence McNamara, and
The Honorable Horace Frank Richardson—

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

Given under my hand this third day of July, One thousand nine hundred and twenty-nine.

W. H. EDGAR,
Acting-President of the Legislative Council.

18. TEMPORARY CHAIRMEN OF COMMITTEES.—The Acting-President laid upon the Table the following Warrant nominating the Temporary Chairmen of Committees:—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160 I do hereby nominate—

The Honorable William Charles Angliss,
The Honorable William Lionel Russell Clarke,
The Honorable George Louis Goudie, and
The Honorable Esmond Lawrence Kiernan—

to act as Temporary Chairmen of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this third day of July, One thousand nine hundred and twenty-nine.

W. H. EDGAR,
Acting-President of the Legislative Council.

19. PAPERS.—The Honorable H. I. Cohen presented, by command of His Excellency the Lieutenant-Governor—

Hospital—Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education.
Mines Department—Gold and Mineral Statistics for the year 1928.

Severally ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Adoption of Children Act 1928—

Adoption of Children (County Court) Rules, 1929.
Adoption of Children (Petty Sessions) Rules, 1929.
Adoption of Children (Supreme Court) Rules, 1929 (three papers).

Agricultural Education—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education for the six months ended 30th September, 1928.

Apprenticeship Act 1927—Apprenticeship Commission of Victoria—

Proclamation proclaiming certain Trades to be Apprenticeship Trades.

Regulations—

Carpentry and Joinery Regulations (No. 1).
Carpentry and Joinery Regulations (No. 2).
Painting, Decorating, and Signwriting Regulations (No. 1).
Painting, Decorating, and Signwriting Regulations (No. 2).
Plastering Regulations (No. 1).
Plastering Regulations (No. 2).
Plumbing and Gasfitting Regulations (No. 3).
Printing Trades Regulations (No. 1).

Companies Act 1915—Return by Prothonotary of business of the Supreme Court in connexion with the winding up of companies.

Education Acts—Regulations—

Higher Elementary Schools and District High Schools.—Regulations amended.
Scholarships.—Clauses rescinded and clauses substituted.

Forests Commission of Victoria—Ninth Annual Report, Financial Year 1927–28.

Harbor Boards Act 1927—Warrnambool Harbor Board—Regulations—

Standing Orders for the—Regulation of Proceedings of the Board and its Officers.
Tonnage Dues on Vessels.

Health Act 1919—Analyses Regulations 1929.

Justices Act 1915 and Marriage Act 1928—Additional Rules.

Land Act 1915—Particulars at Leases of Swamp or Reclaimed Land under Section 110 (2 papers).

Land Acts—Certificate of the Minister of Public Instruction, relating to the proposed compulsory resumption of land for the Tanek's Corner State School, No. 2054.

Melbourne Harbor Trust Commissioners—Statement of Accounts for the year 1928.

Mines Act 1915—

Amendment of the Regulations relating to Mining Leases, Tailings Licences, and Water Right Licences.
Amendment of the Regulations relating to the forms for Mining and other Leases and for Tailings and other Licences.
List of suspensions of the Labour Covenants of Mining Leases and Licences granted during the year 1928.

Motor Omnibus (Urban and Country) Act 1927—By-laws and Regulations of the—

City of Bendigo.
Shire of Mildura.

Petrol Pumps Act 1928—Regulations—

Installation of Underground Tanks, &c.
Operations of Regulations.
Petrol Pumps and Tanks, Apparatus, Pipes and Appliances for supply of Motor Spirit to Petrol Pumps.

Public Service Act 1915 and Teachers Act 1925—Clause 2 of Regulation XXXI.—Qualification of Female Teachers—Clause rescinded and clause substituted.

Public Service Acts—Copy of Papers in connexion with the promotion of—

Henry Alfred Amos, from the Second Class to the First Class, Department of Law.
John Colin Bell, from the Fifth Class to the Fourth Class, Department of Law.
John Whitford Marwick, from the Fifth Class to the Fourth Class, Department of Law.
Rex Raymond Neal, from the Fourth Class to the Third Class, Department of Lands and Survey.
Alexander Joseph O'Connor, from the Fifth Class to the Fourth Class, Department of Law.
Cyril Vanthoff Reddie, from the Fifth Class to the Fourth Class, Department of Law.

Railways—

Awards Nos. 23 and 24 made by the Railways Classification Board, together with the Report of the Victorian Railways Commissioners with regard thereto.

Memorandum from the Victorian Railways Commissioners notifying that the Railways Classification Board has determined that the rate of wage which shall be the basis of the award to be made by the Board for the year 1929 shall be on the same basis as that prescribed in its previous award which is in accordance with that fixed by the Commonwealth Arbitration Court in the Australian Railways Union case, subject as was the case last year, to quarterly adjustments.

Report of the Victorian Railways Commissioners for the quarter ended 31st December, 1928
Thirty-ninth General Report of the Parliamentary Standing Committee on Railways.

Teachers' Act 1925—Schools of Domestic Arts—Regulations amended.

Workers' Compensation Act 1928—Workers' Compensation Rules 1929.

20. SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR —The Acting-President reported the Speech of His Excellency the Lieutenant-Governor.

Colonel the Honorable Harold Cohen moved, That the Council agree to the following Address to His Excellency the Lieutenant-Governor in reply to His Excellency's Opening Speech :—

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament.

Debate ensued.

The Honorable Dr. J. R. Harris moved, That the debate be now adjourned.

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

Ordered—That the debate be adjourned until Tuesday, the 16th instant.

21. CONSOLIDATED REVENUE BILL (No. 1).—The Acting-President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Three million one hundred and thirty-three thousand five hundred and one pounds to the service of the year One thousand nine hundred and twenty-nine and One thousand nine hundred and thirty*" and desiring the concurrence of the Council therein.

On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed, and, by leave, was read a second time and committed to a Committee of the whole.

House in Committee.

The Acting-President resumed the Chair; and the Honorable E. L. Kiernan having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

22. LEAVE OF ABSENCE.—The Honorable Dr. J. R. Harris moved, by leave, That leave of absence be granted to the Honorable Albert Michael Zwar for the remainder of the Session on account of ill-health.

Question—put and resolved in the affirmative.

The Honorable E. L. Kiernan moved, by leave, That leave of absence be granted to the Honorable William James Beckett for the remainder of the session on account of urgent private business.

Question—put and resolved in the affirmative.

The Honorable W. L. R. Clarke moved, by leave, That leave of absence be granted to the Honorable William Charles Angliss for the remainder of the Session on account of urgent private business.

Question—put and resolved in the affirmative.

23. ADJOURNMENT.—The Honorable H. I. Cohen moved, That the Council, at its rising, adjourn until Tuesday, the 16th instant, at half-past four o'clock.

Question—put and resolved in the affirmative.

And then the Council, at thirty-eight minutes past eleven o'clock, adjourned until Tuesday, the 16th instant.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No 1.

TUESDAY, 16TH JULY, 1929.

Questions.

1. The Hon. W. TYNER : To ask the Honorable the Minister of Public Instruction if he will lay on the table of the Library a copy of the report of the Melbourne and Metropolitan Board of Works in connexion with the proposed Sludge Farm at Mordialloc and the disposal of the effluent therefrom.
2. The Hon. H. H. SMITH : To ask the Honorable the Minister of Public Instruction—
 - (a) What is the amount of each of the tenders recently received by the Melbourne Harbour Trust for the construction of a dredge and the name of each tenderer.
 - (b) What is the exact amount of the difference guaranteed by the Government to the Melbourne Harbor Trust on account of placing the tender with Thompson's Castlemaine Foundry.
 - (c) Will he lay all the papers relating to the same on the table of the Library.

Government Business

NOTICES OF MOTION:—

1. The Hon. H. I. COHEN : To move, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for the despatch of business during the present Session, and that half-past Four o'clock be the hour of meeting on each day ; that on Tuesday and Thursday in each week the transaction of Government business shall take precedence of all other business ; and that on Wednesday in each week Private Members' business shall take precedence of Government business ; and that no new business, except the postponement of business on the Notice-paper, be taken after the hour of Eleven o'clock.
2. The Hon. H. I. COHEN : To move, That the Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White be members of the Select Committee on the Standing Orders of the House ; three to be the quorum.
3. The Hon. H. I. COHEN : To move, That the Honorables W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar be members of the House Committee.
4. The Hon. H. I. COHEN : To move, That the Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner be members of the Joint Committee to manage the Library.
5. The Hon. H. I. COHEN : To move, that the Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett be members of the Printing Committee ; three to be the quorum.
6. The Hon. H. I. COHEN : To move, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six Members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and R. G. Menzies, with power to send for persons, papers, and records ; five to be the quorum.

Contingent upon the foregoing being carried—

To move, That a Message be sent to the Legislative Assembly acquainting them with the foregoing resolution.

7. The Hon. A. E. CHANDLER : To move, That he have leave to bring in a Bill to amend Part II. of the *Local Government Act 1915.*

8. The Hon. A. E. CHANDLER : To move, That he have leave to bring in a Bill to amend Section Eighty-five of the *Harbor Boards Act 1927*.
9. The Hon. A. E. CHANDLER : To move, That he have leave to bring in a Bill to amend the Law relating to Local Government.

ORDERS OF THE DAY :—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR—MOTION FOR—*Resumption of Debate (Hon. Dr. J. R. Harris)*.
2. JUDGMENTS (RECIPROCITY) BILL—(*Hon. H. I. Cohen*)—Second reading.

General Business.

NOTICES OF MOTION :—

1. The Hon. W. TYNER : To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.
2. The Hon. E. L. KIERNAN : To move, That, in the opinion of this House, Australian citizens should in future be appointed to the Office of Governor of Victoria.
3. The Hon. D. L. McNAMARA : To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
4. The Hon. D. L. McNAMARA : To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
5. The Hon. E. L. KIERNAN : To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.
6. The Hon. E. L. KIERNAN : To move, That he have leave to bring in a Bill to provide for the Abolition of Capital Punishment and for other purposes.
7. The Hon. E. L. KIERNAN : To move, That he have leave to bring in a Bill to amend the Law relating to the Corporations of the City of Melbourne and the City of Geelong by abolishing the Office of Alderman and for other purposes.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

PARLIAMENTARY PAPERS ISSUED 4TH JULY, 1929.

Notices of Motion and Orders of the Day. No. 1.
Workers' Compensation (Transfer of Funds) Bill—[24].

Notices of Motion and Orders of the Day. No. 1.

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 2.

TUESDAY, 16TH JULY, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable H. I. Cohen presented a Message from His Excellency the Lieutenant-Governor, informing the Council that he had given the Royal Assent to the undermentioned Bill presented to him by the Clerk of the Parliaments, viz. :—

Consolidated Revenue Bill (No. 1).

3. PAPERS.—The Honorable H. I. Cohen presented, by command of His Excellency the Lieutenant-Governor—

Education—Report of the Minister of Public Instruction for the year 1927–28.

Eildon Weir—Report of the Board of Inquiry, 1929.

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928.

Severally ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Bank Liabilities and Assets—Summary of Sworn Returns—

For the quarter ended 31st December, 1928.

For the quarter ended 31st March, 1929.

Censorship of Films Act 1926—Registration as an Exhibitor, &c.—Amendment of Regulations (2 papers).

Closer Settlement Act 1915 and Discharged Soldiers Settlement Acts—Report of the Closer Settlement Board for the year 1927–28.

Coal Mines Regulation Act 1915—Additional Regulations.

Country Roads Board—Report for the year 1927–28.

Electoral Act 1923—Electoral (Unenrolled Electors) Regulations 1929.

Fisheries Acts—Notices of Intention to issue Proclamations—

To amend the Proclamation *re* Use of Bait Nets in the Glenelg River.

To prohibit—

All Fishing in or the Taking of Fish from portion of the Tarra River near Yarram from 1st May to 15th December in each year.

All methods of Fishing except the Artificial Fly in portion of the Kiewa River at Tawonga.

Boats and Nets being left in the Tambo, Mitchell, and Nicholson Rivers.

Boats with Nets on board in Swan Bay, near Queenscliff.

To repeal the Proclamation *re* Prohibition of Fishing in the Black Range Creek.

Friendly Societies—Fifty-first Annual Report of the Government Statist relating to the period of twelve months ended 30th June, 1928, with Appendices.

Fruit Act 1917.—Grade Standards for Bananas—Regulations repealed, new Regulations made.

Health Act 1919—Cleanliness (Common Drinking Vessels) Regulations 1929.

Lands Compensation Act 1915—Return under Section 37 showing the amount of money paid for the year 1928–29 by the State Electricity Commission for land resumed in connexion with the works and undertakings of the Commission.

Lifts Regulation Act 1915—General Rules applying to all Lifts—Regulations repealed, Regulations substituted.

Melbourne Sailors' Home Act 1901—Accounts and Statements of Receipts and Expenditure of the Melbourne Sailors' Home for the year 1928.

Public Library, Museums, and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927–28.

Public Service Acts—

Copy of Papers in connexion with the promotion of—

- John Percy Cardiff from the Third Class to the Second Class, Department of Chief Secretary.
 Laurie Lachlan Chapman from the Third Class to the Second Class, Department of Chief Secretary.
 William Henry John Errol from the Fifth Class to the Fourth Class, Department of Law.

Regulations—

Attendance and Conduct of Officers, Chapter XIII.—Special Attendances (2 papers).

Classification of General Division, Chapter VI.—

- Department of Chief Secretary (3 papers).
 Department of Labour.
 Department of Public Health.
 Department of Public Works.
 Department of Treasurer (3 papers).
 General.

Professional Division, Chapter II.—

- Department of Agriculture.
 Department of Chief Secretary (4 papers).
 Department of Law (3 papers).
 Department of Public Health.
 Department of Public Instruction (4 papers).
 Department of Public Works (2 papers).

Travelling Allowances, Chapter IX.—Allowances to certain officers—

- Department of Labour.
 Department of Law.
 Department of Public Instruction.
 Miscellaneous.
 Ordinary Allowances.

Public Service Acts and Lunacy Act 1915—Regulations—

- Chapter I.—Classification of Professional Division.
 Chapter II.—Appointment and Promotion in the General Division.
 Chapter III.—Classification of the General Division.

State Electricity Commission Acts—Electrical Installations—Amendment of Regulations.

State Savings Bank Acts—General Order No. 34.—Additional Rules of the Provident Fund.

Supreme Court Act 1927—Solicitors Remuneration Order 1929.

4. **DAYS OF BUSINESS.**—The Honorable H. I. Cohen moved, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for the despatch of business during the present Session, and that half-past four o'clock be the hour of meeting on each day; that on Tuesday and Thursday in each week the transaction of Government business shall take precedence of all other business; and that on Wednesday in each week Private Members' business shall take precedence of Government business; and that no new business, except the postponement of business on the Notice-paper, be taken after the hour of eleven o'clock.
 Question—put and resolved in the affirmative.
5. **STANDING ORDERS COMMITTEE.**—The Honorable H. I. Cohen moved, That the Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White be members of the Select Committee on the Standing Orders of the House; three to be the quorum.
 Question—put and resolved in the affirmative.
6. **HOUSE COMMITTEE.**—The Honorable H. I. Cohen moved, That the Honorables W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar be members of the House Committee.
 Question—put and resolved in the affirmative.
7. **LIBRARY COMMITTEE.**—The Honorable H. I. Cohen moved, That the Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner be members of the Joint Committee to manage the Library.
 Question—put and resolved in the affirmative.
8. **PRINTING COMMITTEE.**—The Honorable H. I. Cohen moved, That the Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett be members of the Printing Committee; three to be the quorum.
 Question—put and resolved in the affirmative.
9. **STATUTE LAW REVISION COMMITTEE.**—The Honorable H. I. Cohen moved, pursuant to *amended* notice, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson, with power to send for persons, papers, and records; five to be the quorum.
 Question—put and resolved in the affirmative.
 Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

10. CONSTITUTION OF MUNICIPALITIES BILL.—On the motion of the Honorable A. E. Chandler, a Bill to amend Part II. of the *Local Government Act 1915* was read a first time, ordered to be printed and to be read a second time on Tuesday next.
11. HARBOR BOARDS BILL.—On the motion of the Honorable A. E. Chandler, a Bill to amend Section Eighty-five of the *Harbor Boards Act 1927* was read a first time, ordered to be printed and to be read a second time on Tuesday next.
12. LOCAL GOVERNMENT (AMENDMENT) BILL.—On the motion of the Honorable A. E. Chandler, a Bill to amend the Law relating to Local Government was read a first time, ordered to be printed and to be read a second time on Tuesday next.
13. ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address of His Excellency the Lieutenant-Governor in reply to His Excellency's Opening Speech (for Address see page 14 *ante*), having been read—
 Debate resumed.
 The Honorable J. P. Jones moved, That the debate be now adjourned.
 Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until Tuesday next.
14. STATUTE LAW REVISION COMMITTEE.—The Acting-President announced the receipt of a Message from the Assembly acquainting the Council that they have appointed a Committee to join with the Committee of the Council to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee consisting of Mr. Blackburn, Mr. Linton, Mr. Macfarlan, Mr. Prendergast, Mr. Slater, and Mr. Wettenhall, with power to send for persons, papers, and records, and to sit on days on which the House does not meet ; five to be the quorum.
15. JUDGMENTS (RECIPROCITY) BILL.—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
 House in Committee.
 The Acting-President resumed the Chair ; and the Honorable E. L. Kiernan having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
 Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
16. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
 Question—put and resolved in the affirmative.

And then the Council, at thirty-eight minutes past nine o'clock, adjourned until Tuesday next.

P. T. POOK,
 Clerk of the Legislative Council.



LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No 2.

TUESDAY, 23RD JULY, 1929.

Questions.

1. The Hon. A. BELL: To ask the Honorable the Minister of Mines—Will he arrange to send the necessary machines and boring plant to test the depth and trend of the Western Lead system in a westerly direction from Ballarat.
2. The Hon. J. H. DISNEY: To ask the Honorable the Minister of Public Instruction—What is the name of the bank appointed by the Government to advance an overdraft to the Freezing Works, and what is the rate of interest agreed upon.
3. The Hon. W. TYNER: To ask the Honorable the Commissioner of Public Works—
 - (a) Is it the intention of the Government to extend the jetty at Tankerton.
 - (b) Has provision ever been made on the Estimates for such extension; if so, what was the amount.
 - (c) Have tenders been called; if so, how many times, and why has the contract not been let.
4. The Hon. H. F. RICHARDSON: To ask the Honorable the Minister of Public Instruction—Will the Government introduce amending legislation requiring all persons hawking any articles (except farm produce) to be licensed and wear badges.

Government Business.

ORDERS OF THE DAY:—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR—MOTION FOR—
Resumption of Debate (Hon. J. P. Jones).
2. HARBOR BOARDS BILL—(*Hon. A. E. Chandler*)—Second reading.
3. CONSTITUTION OF MUNICIPALITIES BILL—(*Hon. A. E. Chandler*)—Second reading.
4. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—Second reading.

General Business.

NOTICES OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.
2. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, Australian citizens should in future be appointed to the Office of Governor of Victoria.
3. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
4. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
5. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.
6. The Hon. E. L. KIERNAN: To move, That he have leave to bring in a Bill to provide for the Abolition of Capital Punishment and for other purposes.
7. The Hon. E. L. KIERNAN: To move, That he have leave to bring in a Bill to amend the Law relating to the Corporations of the City of Melbourne and the City of Geelong by abolishing the Office of Alderman and for other purposes.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT).—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING.—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT).—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

Education—Report of the Minister of Public Instruction for year 1927-28. (No. 2.)

Forests Commission—Report for the year 1927-28. (No. 1.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)

Public Accounts Committee—Report on State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

PARLIAMENTARY PAPERS ISSUED 17TH JULY, 1929.

Notices of Motion and Orders of the Day. No. 2.

Report of the Victorian Coal Miners' Accidents Relief Board for 1928. No. 9.

Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for 1928. A.No. 1.

Notices of Motion and Orders of the Day. No. 5.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No. 3.

WEDNESDAY, 24TH JULY, 1929.

Question.

1. The Hon. W. J. BECKETT: To ask the Honorable the Minister of Public Instruction—Will he lay on the table of the Library the letter written by the Chief Health Officer (Dr. Robertson) to the Honorable the Minister of Public Health in connexion with the branding of frozen and chilled meat and referred to on page 69 of *Hansard* of 9th July, 1929:

General Business.

NOTICES OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.
2. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, Australian citizens should in future be appointed to the Office of Governor of Victoria.
3. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
4. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
5. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.
6. The Hon. E. L. KIERNAN: To move, That he have leave to bring in a Bill to provide for the Abolition of Capital Punishment and for other purposes.
7. The Hon. E. L. KIERNAN: To move, That he have leave to bring in a Bill to amend the Law relating to the Corporations of the City of Melbourne and the City of Geelong by abolishing the Office of Alderman and for other purposes.

Government Business.

ORDERS OF THE DAY:—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR—MOTION FOR—*Resumption of Debate (Hon. A. Bell)*.
2. HARBOR BOARDS BILL—(*Hon. A. E. Chandler*)—Second reading.
3. COMPANIES (NAMES) BILL—(*Hon. H. I. Cohen*)—Second reading.
4. CONSTITUTION OF MUNICIPALITIES BILL—(*Hon. A. E. Chandler*)—Second reading.
5. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—Second reading.
6. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
7. MEDICAL BILL—(*Hon. H. I. Cohen*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT).—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING.—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT).—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

Closer Settlement Board—

Report for the year 1927–28. (No. 6.)

Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for the year 1927–28. (A. No. 1.)

Education—Report of the Minister of Public Instruction for year 1927–28. (No. 2.)

Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928–29. (B. No. 6.)

Forests Commission—Report for the year 1927–28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927–28. (No. 8.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)

Public Accounts Committee—Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927–28. (No. 7.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 24TH JULY, 1929.

Notices of Motion and Orders of the Day. No. 3.

Constitution of Municipalities Bill—[44].

Harbor Boards Bill—[50].

Notices of Motion and Orders of the Day. No. 8.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 4.

THURSDAY, 25TH JULY, 1929.

Government Business.

ORDERS OF THE DAY:—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR—MOTION FOR—*Resumption of Debate (Hon. J. H. Disney).*
2. HARBOR BOARDS BILL—(Hon. A. E. Chandler)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris).*
3. COMPANIES (NAMES) BILL—(Hon. H. I. Cohen)—Second reading.
4. CONSTITUTION OF MUNICIPALITIES BILL—(Hon. A. E. Chandler)—Second reading.
5. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—Second reading.
6. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading.
7. MEDICAL BILL—(Hon. H. I. Cohen)—Second reading.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA : To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922.*
2. The Hon. D. L. McNAMARA : To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
3. The Hon. E. L. KIERNAN : To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

ORDERS OF THE DAY:—

1. LICENSING BILL—(Hon. W. Tyner)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT)—(Appointed 16th July, 1929.)—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 16th July, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 16th July, 1929)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

Closer Settlement Board—

Report for the year 1927–28. (No. 6.)

Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for the year 1927–28. (A. No. 1.)

Education—Report of the Minister of Public Instruction for year 1927–28. (No. 2.)

Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928–29. (B. No. 6.)

Forests Commission—Report for the year 1927–28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927–28. (No. 8.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)

Public Accounts Committee—Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927–28. (No. 7.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 3.

TUESDAY, 23RD JULY, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. DECLARATION OF MEMBER.—The Honorable W. J. Beckett delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth :—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, 1*, WILLIAM JAMES BECKETT, 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 Victoria of the yearly value of over Fifty pounds sterling 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 Fitzroy, and are known as Nos. 150 to 156 Gertrude-street, Nos. 70, 72, 74 Napier-street.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Fitzroy are rated in the rate-book of the said municipality upon a yearly value of £157.

“ 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. BECKETT.”

3. COMPANIES (NAMES) BILL.—On the motion of the Honorable H. I. Cohen, a Bill to amend Section Two hundred and seventy of the *Companies Act 1915* as amended by Section Two of the *Companies (Names) Act 1926* was, by leave, read a first time, ordered to be printed and to be read a second time to-morrow.
4. PUBLIC ENTERTAINMENTS BILL.—On the motion of the Honorable H. I. Cohen, a Bill to amend the Law relating to Public Entertainments and for other purposes was, by leave, read a first time, ordered to be printed and to be read a second time to-morrow.
5. MEDICAL BILL.—On the motion of the Honorable H. I. Cohen, a Bill to amend Part I. of the *Medical Act 1915* and for other purposes was, by leave, read a first time, ordered to be printed and to be read a second time to-morrow.
6. PAPERS.—The Honorable H. I. Cohen presented, by command of His Excellency the Lieutenant-Governor—

Public Service Commissioner—Report for the year 1928.

Ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Dried Fruits Acts—Regulations repealed, new Regulations made—

Payment of Contributions by Dried Fruits Packing Sheds.

Registration of Dried Fruit Dealers.

Registration of Packing Sheds.

Public Service Acts—Copy of Papers in connexion with the promotion of—

Alfred Henry Eli Bennett from the Fourth Class to the Third Class, Department of Public Works.

Patrick Joseph O'Connor from the Fifth Class to the Fourth Class, Department of Law.

7. ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address of His Excellency the Lieutenant-Governor in reply to His Excellency's Opening Speech (for Address see page 14 *ante*), having been read—
Debate resumed.
The Honorable A. Bell moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.

8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 4 inclusive, be postponed until to-morrow.

And then the Council, at ten minutes past ten o'clock, adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 4.

WEDNESDAY, 24TH JULY, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. SUSPENSION OF STANDING ORDER.—The Honorable W. J. Beckett moved, by leave, That Standing Order No. 128 be suspended to enable him, when making a personal explanation this day, to refer to a debate in the Legislative Assembly this Session.
Question—put and resolved in the affirmative.
3. LICENSING BILL.—On the motion of the Honorable W. Tyner, a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday was read a first time, ordered to be printed and to be read a second time to-morrow.
4. OFFICE OF GOVERNOR OF VICTORIA—APPOINTMENT OF AUSTRALIAN CITIZENS.—The Honorable E. L. Kiernan moved, That, in the opinion of this House, Australian citizens should in future be appointed to the Office of Governor of Victoria.
Debate ensued.
Question—put and negatived.
5. CAPITAL PUNISHMENT ABOLITION BILL.—On the motion of the Honorable E. L. Kiernan, a Bill to provide for the Abolition of Capital Punishment and for other purposes was read a first time, ordered to be printed and to be read a second time to-morrow.
6. ALDERMEN ABOLITION BILL.—On the motion of the Honorable E. L. Kiernan, a Bill to amend the Law relating to the Corporations of the City of Melbourne and the City of Geelong by abolishing the office of Alderman and for other purposes was read a first time, ordered to be printed and to be read a second time to-morrow.
7. ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Lieutenant-Governor in reply to His Excellency's Opening Speech (for Address see page 14 *ante*), having been read—
Debate resumed.
The Honorable J. H. Disney moved, That the debate be now adjourned.
Debate ensued.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
8. HARBOR BOARDS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable A. E. Chandler moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris, that the debate be adjourned until to-morrow.
9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 7 inclusive be postponed until to-morrow.
10. ADJOURNMENT.—The Honorable H. I. Cohen moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at ten o'clock, adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 5.

THURSDAY, 25TH JULY, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. CONSOLIDATED REVENUE BILL (No. 2).—The Acting-President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of Two hundred and ninety-three thousand one hundred and fifty-three pounds to the service of the year One thousand nine hundred and twenty-eight and One thousand nine hundred and twenty-nine*” and desiring the concurrence of the Council therein.
On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
Apprenticeship Act 1927—Apprenticeship Commission of Victoria—
Proclamation proclaiming certain Electrical Trades to be Apprenticeship Trades.
Regulations—Printing Trades Regulations (No. 2).
Geelong Harbor Trust—Accounts and Balance-sheet for the year 1928.
4. CONSOLIDATED REVENUE BILL (No. 2)—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Acting-President resumed the Chair; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 7 inclusive and the Orders of the Day, General Business, be postponed until Tuesday, the 13th August next.
6. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 13th August next.
Question—put and resolved in the affirmative.

And then the Council, at twelve minutes past ten o'clock, adjourned until Tuesday, the 13th August next.

P. T. POOK,
Clerk of the Legislative Council.



LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No. 5.

TUESDAY, 13TH AUGUST, 1929.

Government Business.

ORDERS OF THE DAY:—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR—MOTION FOR—
Resumption of Debate (Hon. J. H. Disney).
2. HARBOR BOARDS BILL—(*Hon. A. E. Chandler*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris).*
3. CONSTITUTION OF MUNICIPALITIES BILL—(*Hon. A. E. Chandler*)—Second reading.
4. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—Second reading.
5. COMPANIES (NAMES) BILL—(*Hon. H. I. Cohen*)—Second reading.
6. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
7. MEDICAL BILL—(*Hon. H. I. Cohen*)—Second reading.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922.*
2. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
3. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

ORDERS OF THE DAY:—

1. LICENSING BILL—(*Hon. W. Tyner*)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT)—(Appointed 16th July, 1929.)—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

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STATUTE LAW REVISION (JOINT)—(Appointed 16th July, 1929)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

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Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928–29. (B. No. 6.)

Forests Commission—Report for the year 1927–28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927–28. (No. 8.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

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Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 26TH JULY, 1929.

Notices of Motion and Orders of the Day. No. 5.

Local Government (Amendment) Bill—[26].

Country Roads Board—Fifteenth Annual Report. No. 10.

Railways Standing Committee Report No. 3—Welshpool to Port Welshpool Railway.

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 6.

TUESDAY, 13TH AUGUST, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable H. I. Cohen presented a Message from His Excellency the Lieutenant-Governor, informing the Council that he had given the Royal Assent to the undermentioned Bill presented to him by the Clerk of the Parliaments, viz. :—
Consolidated Revenue Bill (No. 2).
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Charities Board of Victoria—Report for the year 1928–29.
Constitution Statute—Statement of Expenditure under Schedule D to Act 18 and 19 Vict., Cap. 55, and Act No. 3118 during the year 1928–29.
Education—Report of the Council of Public Education for the year 1928–29.
Health Act 1919—Meat Labelling Regulations 1929.
Land Acts—Certificate of the Minister of Public Instruction relating to the proposed compulsory resumption of land for the Darling East State School.
Public Service Acts—
Copy of Papers in connexion with the promotion of—
Charles Brumby, from the Fifth Class to the Fourth Class, Department of Law.
Leslie Fenen Mitchell, from the Fifth Class to the Fourth Class, Department of Law.
Raymond Prowse, from the Fifth Class to the Fourth Class, Department of Law.
Regulations—
Classification of General Division, Chapter VI.—
Department of Agriculture.
Department of Chief Secretary.
Department of Labour.
Department of Public Health.
Professional Division, Chapter II.—
Department of Chief Secretary.
Department of Lands and Survey.
Department of Law.
Department of Public Instruction.
Travelling Allowances, Chapter IX.—Allowances to Certain Officers—Department of Public Instruction.
Trade Unions—Report of the Government Statist for the year 1928, with an Appendix.
4. PHARMACEUTICAL CHEMISTS BILL.—On the motion of the Honorable H. I. Cohen, a Bill to amend the Law relating to Pharmaceutical Chemists was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday next.
5. ADJOURNMENT—MOTION UNDER STANDING ORDER No. 53.—The Honorable H. H. Smith moved, That the Council do now adjourn, and said he proposed to speak on the subject of the overdraft of £60,000 guaranteed by the Government of Victoria to the Amalgamated Freezing Company (Victoria) Proprietary Limited; and six members having risen in their places and required the motion to be proposed, the question was put and, after debate, negatived.

6. ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Lieutenant-Governor in reply to His Excellency's Opening Speech (for Address see page 14 *ante*), having been read—
Debate resumed.
Question—put and resolved in the affirmative.
The Honorable H. I. Cohen moved, That the Address be presented to His Excellency the Lieutenant-Governor by the Acting-President and such members of the Council as may wish to accompany him.
Question—put and resolved in the affirmative.
7. HARBOR BOARDS BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The Acting-President resumed the Chair; and the Honorable G. L. Goudie reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
8. CONSTITUTION OF MUNICIPALITIES BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable A. E. Chandler moved, That this Bill be now read a second time and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris, and after debate, that the debate be adjourned until Tuesday next.
9. LOCAL GOVERNMENT (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable A. E. Chandler moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris that the debate be adjourned until Tuesday next.
10. BAIL BILL.—The Acting-President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act relating to the taking of Bail on certain Days and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.
11. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.

And then the Council at twenty-one minutes past ten o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 6.

TUESDAY, 20TH AUGUST, 1929.

Questions.

1. The Hon. W. L. R. CLARKE: To ask the Honorable the Minister of Public Instruction—
 - (a) Have the Government decided to cut down the spillway at the Eildon Weir; if so, to what depth and width.
 - (b) When will the cut be started and how long will it take to complete.
2. The Hon. H. H. SMITH: To ask the Honorable the Minister of Public Instruction—
 - (a) Why have the papers relating to tenders received by the Melbourne Harbor Trust for the construction of a dredge not yet been laid on the table of the Library.
 - (b) Will arrangements be made so that the papers may be made available for inspection immediately.
3. The Hon. J. H. DISNEY: To ask the Honorable the Minister of Public Instruction—
 - (a) What area of land is owned by the Government of Victoria at Laverton.
 - (b) For what purpose is the land used.
 - (c) What revenue, if any, does the Government derive from the land yearly.

Government Business.

ORDERS OF THE DAY:—

1. BAIL BILL—(from Assembly—Hon. H. I. Cohen)—Second reading.
2. COMPANIES (NAMES) BILL—(Hon. H. I. Cohen)—Second reading.
3. CONSTITUTION OF MUNICIPALITIES BILL—(Hon. A. E. Chandler)—Second reading—Resumption of debate (Hon. Dr. J. R. Harris).
4. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—Second reading—Resumption of debate (Hon. Dr. J. R. Harris).
5. HARBOR BOARDS BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
6. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading.
7. MEDICAL BILL—(Hon. H. I. Cohen)—Second reading.
8. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
2. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
3. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

ORDERS OF THE DAY:—

1. LICENSING BILL—(Hon. W. Tyner)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Anglias, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT).—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING.—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT).—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

Closer Settlement Board—

Report for the year 1927-28. (No. 6.)

Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for the year 1927-28. (A. No. 1.)

Country Roads Board—Report for the year 1927-28. (No. 10.)

Education—Report of the Minister of Public Instruction for year 1927-28. (No. 2.)

Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928-29. (B. No. 6.)

Forests Commission—Report for the year 1927-28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927-28. (No. 8.)

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Public Accounts Committee—Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927-28. (No. 7.)

Public Service Commissioner—Report for the year 1928. (No. 12.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Laanecoorie District Connecting Railway. (Report No. 4.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

Welshpool to Port Welshpool Railway. (Report No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 14TH AUGUST, 1929.

Notices of Motion and Orders of the Day. No. 6.

Bail Bill—[72].

Notices of Motion and Orders of the Day. No. 16.

Money Lenders Bill—[2].

Mental Deficiency Bill—[7].

Bail Bill—[72].

Capital Punishment Abolition Bill—[85].

Charities Board Report to 30th June, 1929. No. 13.

Report of the Council of Public Education to 30th June, 1929. No. 14.

Constitution Statute,—Statement of Expenditure during the year 1928-29. No. 15.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 7.

WEDNESDAY, 21ST AUGUST, 1929.

Questions.

1. The Hon. W. L. R. CLARKE: To ask the Honorable the Minister of Public Instruction—Are the Co-operative Freezing Companies buying lambs at Newmarket with the £60,000 guaranteed by the Government; if so, with what object are they buying the lambs, and do they intend to continue this policy.
2. The Hon. R. G. MENZIES: To ask the Honorable the Minister of Public Instruction—
 - (a) How many criminal trials by jury took place during 1928 before the Supreme Court and Courts of General Sessions.
 - (b) In how many of such trials were jury disagreements recorded.
 - (c) How many of such disagreements were in non-capital cases.
 - (d) How many of such disagreements were followed by acquittals upon re-trial.
3. The Hon. W. J. MCCANN: To ask the Honorable the Minister of Public Instruction—Will he lay on the table of the Library all the papers relating to the eviction, or the proposed eviction, from his property of Mr. Crafter, of Murrabit, an overseas settler.
4. The Hon. H. F. RICHARDSON: To ask the Honorable the Minister of Public Instruction—Will the Government, with the view of reducing expenditure and expediting the passing of legislation, refer the question of reducing the number of members of Parliament to the electors of the State by a referendum at the next general election for the Legislative Assembly.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
2. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
3. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

ORDERS OF THE DAY:—

1. LICENSING BILL—(Hon. W. Tyner)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.

Government Business.

NOTICE OF MOTION:—

1. The Hon. H. I. COHEN: To move, That he have leave to bring in a Bill to amend Section Forty-five of the *Police Regulation Act 1915*.

ORDERS OF THE DAY:—

1. CONSTITUTION OF MUNICIPALITIES BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
2. COMPANIES (NAMES) BILL—(Hon. H. I. Cohen)—Second reading.
3. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).

4. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
5. MEDICAL BILL—(*Hon. H. I. Cohen*)—Second reading.
6. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

- ELECTIONS AND QUALIFICATIONS.**—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.
- PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).**—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).
- STANDING ORDERS.**—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.
- HOUSE (JOINT).**—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.
- LIBRARY (JOINT).**—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.
- PRINTING.**—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.
- STATUTE LAW REVISION (JOINT).**—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

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Welshpool to Port Welshpool Railway. (Report No. 3.)
Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 7.

TUESDAY, 20TH AUGUST, 1929.

1. The Acting-President took the Chair and read the Prayer.

2. **DECLARATION OF MEMBER.**—The Honorable A. M. Zwar delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth :—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, ALBERT MICHAEL ZWAR*, 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 Victoria of the yearly value of over 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 situate in the municipal district of the United Shire of Beechworth, and are known as house and land in Church-street, and land in Malakoff-road, Beechworth.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of the United Shire of Beechworth are rated in the rate-book of the said municipality upon a yearly value of £91.

“ 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.

“ A. M. ZWAR.”

3. **PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Boilers Inspection Acts—Regulations prescribing the Fees payable for inspecting Boilers.

Justices Acts—

Rules under the Justices Act 1928.

Amendment of Rules under the Justices Act 1928.

4. **BAIL BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The Acting-President resumed the Chair; and the Honorable W. L. R. Clarke having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

5. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business Nos. 2 to 4 inclusive, be postponed until after No. 5.

6. **HARBOR BOARDS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the Acting-President left the Chair.

House in Committee.

The Acting-President resumed the Chair; and the Honorable W. L. R. Clarke having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

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

7. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business No. 2, be postponed until after No. 3.
8. CONSTITUTION OF MUNICIPALITIES 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.
The Council divided.

Ayes, 18.

The Hon. A. Bell,
A. E. Chandler,
W. L. R. Clarke,
Colonel Harold Cohen (*Teller*),
H. I. Cohen,
H. A. Currie,
G. M. Davis,
Dr. J. R. Harris,
H. Hitchcock,
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
M. McGregor,
R. G. Menzies,
H. F. Richardson,
H. H. Smith (*Teller*),
G. J. Tuckett,
W. Tyner,
A. M. Zwar.

Noes, 6.

The Hon. W. J. Beckett (*Teller*),
J. H. Disney,
J. P. Jones,
E. L. Kiernan,
W. J. McCann (*Teller*),
R. Williams.

And so it was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Acting-President resumed the Chair; and the Honorable E. L. Kiernan reported that the Committee had made progress in the Bill, and asked leave to sit again.

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

And then the Council at thirty-four minutes past ten o'clock, adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 8.

WEDNESDAY, 21st AUGUST, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. CONSOLIDATION OF THE LAWS.—The Honorable H. I. Cohen brought up a Report from the Joint Statute Law Revision Committee of the Legislative Council and the Legislative Assembly on the Consolidation of the Laws.
Ordered to lie on the Table and be printed together with the Minutes of Evidence.
3. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until Tuesday next.
4. POLICE REGULATION BILL.—On the motion of the Honorable H. I. Cohen, a Bill to amend Section Forty-five of the *Police Regulation Act* 1915 was read a first time, ordered to be printed and to be read a second time on Tuesday next.
5. CONSTITUTION OF MUNICIPALITIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the Acting-President left the Chair.
House in Committee.
The Acting-President resumed the Chair; and the Honorable E. L. Kiernan having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

- 6. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, Government Business No. 2, be postponed until after No. 3.
- 7. **LOCAL GOVERNMENT (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, the debate was resumed and, on the motion of the Honorable H. H. Smith, further adjourned until Tuesday next.
- 8. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business No. 2 and Nos. 4 to 6 inclusive, be postponed until Tuesday next.
- 9. **ADJOURNMENT.**—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
 Debate ensued.
 Question—put and resolved in the affirmative.

And then the Council, at twenty-one minutes past ten o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.



LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 8.

TUESDAY, 27TH AUGUST, 1929.

Questions.

1. The Hon. E. L. KIERNAN: To ask the Honorable the Commissioner of Public Works—
 - (a) On whose information did he base the estimate of £270,000 which he was reported in the *Age* newspaper of the 19th July last to have stated as the cost of the construction by the Melbourne and Metropolitan Board of Works of the Hawthorn bridge over the River Yarra.
 - (b) How was such estimate arrived at.
2. The Hon. W. L. R. CLARKE: To ask the Honorable the Minister of Public Instruction—
 - (a) Have any tests been made of the clay at the Eildon Weir since the subsidence; if so, what is the result of such tests.
 - (b) Is provision being made for the escape of air from the tunnel so as to get rid of the air lock now occurring when both sets of gates are open.
 - (c) Has the inspection shaft yet been unwatered and inspected; if so, what is the result of the inspection.
 - (d) What is the cost per yard of rock filling by the State Rivers and Water Supply Commission.
 - (e) What would be the cost per yard of rock filling by contract.
3. The Hon. W. L. R. CLARKE: To ask the Honorable the Minister of Public Instruction—
 - (a) Did the Co-operative Freezing Companies buy lambs at Newmarket with some of the £60,000 guaranteed by the Government; if not, with what money did the companies buy lambs at Newmarket.
 - (b) Have the Government authorized these companies to buy lambs at Newmarket with money guaranteed by it.

Government Business.

ORDERS OF THE DAY:—

1. COMPANIES (NAMES) BILL—(*Hon. H. I. Cohen*)—Second reading.
2. MEDICAL BILL—(*Hon. H. I. Cohen*)—Second reading.
3. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—Second reading—*Resumption of debate* (*Hon. H. H. Smith*).
4. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
5. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.
6. POLICE REGULATION BILL—(*Hon. H. I. Cohen*)—Second reading.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
2. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
3. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

ORDERS OF THE DAY:—

1. LICENSING BILL—(*Hon. W. Tyner*)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

- ELECTIONS AND QUALIFICATIONS.**—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson.
- PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).**—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).
- STANDING ORDERS.**—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.
- HOUSE (JOINT).**—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.
- LIBRARY (JOINT).**—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.
- PRINTING.**—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.
- STATUTE LAW REVISION (JOINT).**—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

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PARLIAMENTARY PAPERS ISSUED 22ND AUGUST, 1929.

Notices of Motion and Orders of the Day. No. 8.

Notices of Motion and Orders of the Day. No. 20.

Harbor Boards Bill—[50].

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 9.

TUESDAY, 27TH AUGUST, 1929.

1. The Acting-President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable H. I. Cohen presented a Message from His Excellency the Lieutenant-Governor informing the Council that he had given the Royal Assent to the undermentioned Bill presented to him by the Clerk of the Parliaments, viz. :—
Bail Bill.
3. SUSPENSION OF STANDING ORDER.—The Honorable H. H. Smith moved, by leave, That Standing Order No. 128 be suspended to enable him, when making a personal explanation this day, to refer to a debate in the Legislative Assembly this Session.
Question—put and resolved in the affirmative.
4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Explosives Act 1915—Report of the Chief Inspector of Explosives on the Working of the Act during the year 1928.
Public Service Acts—Copy of Papers in connexion with the promotion of Arnaldo Joseph Lewis James from the Fourth Class to the Third Class, Department of Chief Secretary.
5. ADJOURNMENT—MOTION UNDER STANDING ORDER No. 53.—The Honorable H. H. Smith moved, That the Council do now adjourn, and said he proposed to speak on the subject of the action of the Government in giving a guarantee to the Melbourne Harbor Trust with regard to the cost of construction of a dredge ; and six members having risen in their places and required the motion to be proposed, the question was put and, after debate, negatived.
6. COMPANIES (NAMES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable H. I. Cohen moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris, that the debate be adjourned until Wednesday, the 4th September next.
7. MEDICAL BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Acting-President resumed the Chair ; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
8. LOCAL GOVERNMENT (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, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The Acting-President resumed the Chair ; and the Honorable W. L. R. Clarke reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on Wednesday, the 4th September next, again resolve itself into the said Committee.
9. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Wednesday, the 4th September next.
Debate ensued.
Question—put and resolved in the affirmative.
The Honorable H. I. Cohen moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at twenty-one minutes past ten o'clock, adjourned until Wednesday, the 4th September next.

P. T. POOK,
Clerk of the Legislative Council.

Journal of the [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

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[illegible]

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[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 9.

WEDNESDAY, 4TH SEPTEMBER, 1929.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
2. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.
3. The Hon. E. L. KIERNAN: To move, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

ORDERS OF THE DAY:—

1. LICENSING BILL—(*Hon. W. Tyner*)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.

Government Business.

ORDERS OF THE DAY:—

1. COMPANIES (NAMES) BILL—(*Hon. H. I. Cohen*)—Second reading—*Resumption of debate* (*Hon. Dr. J. R. Harris*).
2. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
3. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
4. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.
5. POLICE REGULATION BILL—(*Hon. H. I. Cohen*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

W. H. EDGAR,
Acting-President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

- ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson
- PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).
- STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.
- HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.
- LIBRARY (JOINT).—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.
- PRINTING.—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.
- STATUTE LAW REVISION (JOINT).—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

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Report for the year 1927-28. (No. 6.)

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Consolidation of the Laws—Report of Joint Statute Law Revision Committee of the Legislative Council and the Legislative Assembly. (D. No. 2.)

Constitution Statute—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., Cap. 55, and Act No. 3118 during the year 1928-29. (No. 15.)

Country Roads Board—Report for the year 1927-28. (No. 10.)

Education—

Report of the Council of Public Education for the year 1928-29. (No. 14.)

Report of the Minister of Public Instruction for year 1927-28. (No. 2.)

Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928-29. (B. No. 6.)

Forests Commission—Report for the year 1927-28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927-28. (No. 8.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)

Public Accounts Committee—Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927-28. (No. 7.)

Public Service Commissioner—Report for the year 1928. (No. 12.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Laanecoorie District Connecting Railway. (Report No. 4.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

Welshpool to Port Welshpool Railway. (Report No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 28TH AUGUST, 1929.

Notices of Motion and Orders of the Day. No. 9.

Notices of Motion and Orders of the Day. No. 22.

Medical Bill—[25].

Constitution of Municipalities Bill—[44].

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 10.

WEDNESDAY, 4TH SEPTEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. **DECLARATION OF MEMBER.**—The Honorable the President (Sir Frank Clarke) delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth :—

“In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, FRANCIS GRENVILLE CLARKE*, 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 Victoria of the yearly value of One hundred and ninety 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 St. Kilda and are known as allotment 27, section 3, at Elwood, being Nos. 111 and 113 Mitford-street, Elwood.

“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 the said municipality upon a yearly value of £190.

“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.

“FRANK CLARKE.”

3. **PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.**—The President reported that, accompanied by Honorable Members, the Acting-President had this day waited upon His Excellency the Lieutenant-Governor and had presented to him the Address of the Legislative Council, adopted on the 13th August last, in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to make the following reply :—

MR. ACTING-PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL :

In the name and on behalf of His Majesty the King, I thank you for your expressions of loyalty to Our Most Gracious Sovereign contained in the Address you have just presented to me.

I fully rely on your wisdom in deliberating upon the important measures to be brought under your consideration, and earnestly hope that the result of your labours will be conducive to the advancement and prosperity of this State.

4. **CONSOLIDATED REVENUE BILL (No. 3).**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One million four hundred and ninety-eight thousand and seventy-one pounds to the service of the year One thousand nine hundred and twenty-nine and One thousand nine hundred and thirty*” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.

5. **VICTORIAN LOAN BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to authorize the raising of Money for Irrigation Works and Water Supply Works and for Drainage and Flood Protection Works in Country Districts and for Works under the River Murray Waters Acts*” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.

6. **WATER SUPPLY LOANS APPLICATION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to sanction the Issue and Application of certain Sums of Money available under Loan Acts for Irrigation Works Water Supply Works Drainage and Flood Protection Works in Country Districts and for Works under the River Murray Waters Acts and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.

7. **PHILLIP ISLAND SHIRE BILL.**—On the motion of the Honorable A. E. Chardler, a Bill to amend the *Phillip Island Shire Act 1928* was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday next.

8. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Apprenticeship Act 1927—Apprenticeship Commission of Victoria—

Amendment of Carpentry and Joinery Regulations (No. 2).

Electrical Trades Regulations (No. 1).

Bank Liabilities and Assets—Summary of Sworn Returns for the quarter ended 30th June, 1929.

Public Service Acts—Regulations—

Classification of General Division, Chapter VI.—Department of Chief Secretary (2 papers).

Professional Division, Chapter II.—Department of Agriculture.

Travelling Allowances, Chapter IX.—Allowances to Certain Officers—Department of Chief Secretary.

Railways—Report of the Victorian Railways Commissioners for the year 1928–29.

9. MAXIMUM AGE FOR COMPULSORY ATTENDANCE OF SCHOOL CHILDREN.—The Honorable E. L. Kiernan moved, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years.

Debate ensued.

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

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

Ordered—That the debate be adjourned until Tuesday next.

10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of the Orders of the Day. General Business, be postponed until Tuesday next.

11. CONSOLIDATED REVENUE BILL (No. 3).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

12. VICTORIAN LOAN BILL.—This Bill was, according to Order, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

13. WATER SUPPLY LOANS APPLICATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

And the Council having continued to sit until after Twelve of the clock—

THURSDAY, 5TH SEPTEMBER, 1929.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

14. JUDICIAL PROCEEDINGS (REGULATION OF REPORTS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to regulate the Publication of Reports of Judicial Proceedings in such a manner as to prevent Injury to Public Morals, and for other purposes* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday next.

15. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at twenty-four minutes past twelve o'clock in the morning, adjourned until Tuesday next.

P. T. POOK,

Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 10.

TUESDAY, 10TH SEPTEMBER, 1929.

Government Business.

ORDERS OF THE DAY:—

1. JUDICIAL PROCEEDINGS (REGULATION OF REPORTS) BILL—(from Assembly—Hon. H. I. Cohen)—Second reading.
2. COMPANIES (NAMES) BILL—(Hon. H. I. Cohen)—Second reading—Resumption of debate (Hon. Dr. J. R. Harris).
3. PHILLIP ISLAND SHIRE BILL—(Hon. A. E. Chandler)—Second reading.
4. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
5. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading.
6. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.
7. POLICE REGULATION BILL—(Hon. H. I. Cohen)—Second reading.

General Business.

NOTICES OF MOTION:—

1. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
2. The Hon. D. L. McNAMARA: To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.

ORDERS OF THE DAY:—

1. LICENSING BILL—(Hon. W. Tyner)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)⁴—Second reading.
4. MAXIMUM AGE FOR COMPULSORY ATTENDANCE OF SCHOOL CHILDREN—*The question is, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years—(Hon. E. L. Kiernan)—Resumption of debate—(Hon. J. H. Disney).*

P. T. POOK,

Clerk of the Legislative Council.

FRANK CLARKE,

President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 16th July, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 16th July, 1929.)—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 16th July, 1929.)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

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Constitution Statute—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., Cap. 55, and Act No. 3118 during the year 1928–29. (No. 15.)

Country Roads Board—Report for the year 1927–28. (No. 10.)

Education—

Report of the Council of Public Education for the year 1928–29. (No. 14.)

Report of the Minister of Public Instruction for year 1927–28. (No. 2.)

Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928–29. (B. No. 6.)

Forests Commission—Report for the year 1927–28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927–28. (No. 8.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

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Public Accounts Committee—Report on the State Coal Mine Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927–28. (No. 7.)

Public Service Commissioner—Report for the year 1928. (No. 12.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Laanecoorie District Connecting Railway. (Report No. 4.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Thirty-ninth General Report. (No. 3.)

Welshpool to Port Welshpool Railway. (Report No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 5TH SEPTEMBER, 1929.

Notices of Motion and Orders of the Day. No. 10.

Judicial Proceedings (Regulation of Reports) Bill—[4].

Notices of Motion and Orders of the Day. No. 26.

The Constitution Act Amendment (Ballot-papers) Bill—[32].

Professional Engineers Registration Bill—[68].

Police Offences (Race-meetings) Bill [89].

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 11.

WEDNESDAY, 11TH SEPTEMBER, 1929.

Questions.

1. The Hon. H. H. SMITH : To ask the Honorable the Minister of Public Instruction—
 - (a) What was the cost for the last financial year of cleaning out the water channels in the new Mallee.
 - (b) What was the cost of constructing these channels and what is it estimated would have been the cost of laying pipes instead of constructing channels.
 - (c) Will the Government arrange for the State Rivers and Water Supply Commission to allow settlers in the new Mallee areas to flood about 5 acres of their land adjacent to water channels during periods of drought.
2. The Hon. H. F. RICHARDSON : To ask the Honorable the Minister of Public Instruction—
 - (a) What was the total expenditure incurred in providing police protection for free labor in connexion with the recent timber strike.
 - (b) How many constables were transferred from country districts to Melbourne to assist in providing such protection.
3. The Hon. W. H. EDGAR : To ask the Honorable the Minister of Public Instruction—In view of the Ardmona Fruit Products and Co-operative Company Limited of Mooropna forwarding samples of canned fruits and 200 cases of canned peaches to Capetown, South Africa, on the representation of the Honorable the Minister of Agriculture, the Hon. J. W. Pennington, M.L.A., will the Government take prompt steps to urge upon the Federal Government the necessity of appointing, at an early date, a Trade Commissioner to develop trade between the Union of South Africa and Australia.

General Business.

NOTICES OF MOTION :—

1. The Hon. D. L. McNAMARA : To move, That he have leave to bring in a Bill to further amend the *Milk Supply Act 1922*.
2. The Hon. D. L. McNAMARA : To move, That he have leave to bring in a Bill to provide for Optional Proportional Representation at Municipal Elections.

ORDERS OF THE DAY :—

1. LICENSING BILL—(*Hon. W. Tyner*)—Second reading.
2. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
4. MAXIMUM AGE FOR COMPULSORY ATTENDANCE OF SCHOOL CHILDREN—*The question is, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years—(Hon. E. L. Kiernan)—Resumption of debate—(Hon. J. H. Disney).*

Government Business.

ORDERS OF THE DAY :—

1. HARBOR BOARDS BILL—AMENDMENTS OF THE ASSEMBLY—To be further considered.
2. CONSTITUTION ACT AMENDMENT (NUMBERING OF BALLOT PAPERS) BILL—(*from Assembly—Hon. H. I. Cohen*)—Second reading.
3. PHILLIP ISLAND SHIRE BILL—(*Hon. A. E. Chandler*)—Second reading.

4. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
5. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
6. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.
7. POLICE REGULATION BILL—(*Hon. H. I. Cohen*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

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- Country Roads Board—Report for the year 1927–28. (No. 10.)
- Education—
Report of the Council of Public Education for the year 1928–29. (No. 14.)
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- Public Service Commissioner—Report for the year 1928. (No. 12.)
- Railways—
Reports of the Parliamentary Standing Committee on Railways—
Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)
Dispute relating to Railway Facilities on Harbor Trust Territory. (Report No. 5.)
Frankston to Mornington Railway—Electrification of. (C. No. 2.)
Laanecoorie District Connecting Railway. (Report No. 4.)
Port Albert Railway Extension. (Report No. 2.)
Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)
Meringur Railway Extension (Millewa District). (Report No. 6.)
Thirty-ninth General Report. (No. 3.)
Welshpool to Port Welshpool Railway. (Report No. 3.)
- Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 11TH SEPTEMBER, 1929.

Notices of Motion and Orders of the Day. No. 11.
Local Government (Amendment) Bill—[26]. Amendments and New Clauses by the Hon. A. E. Chandler.
The Constitution Act Amendment (Ballot-papers) Bill—[32].
Harbor Boards Bill—[50]. Amendments made by the Legislative Assembly.

Notices of Motion and Orders of the Day. No. 28.
Companies (Names) Bill—[66].
Judicial Proceedings (Regulation of Reports) Bill—[4]. Amendments made by the Legislative Council.
Report of the Chief Inspector of Explosives for 1928. No. 16.

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 11.

TUESDAY, 10TH SEPTEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable H. I. Cohen presented a Message from His Excellency the Lieutenant-Governor informing the Council that he had given the Royal Assent to the undermentioned Bills presented to him by the Clerk of the Parliaments, viz. :—
 - Consolidated Revenue Bill (No. 3).*
 - Victorian Loan Bill.*
 - Water Supply Loans Application Bill.*
3. CONSTITUTION ACT AMENDMENT (NUMBERING OF BALLOT-PAPERS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend The Constitution Act Amendment Acts with respect to the Numbering of Ballot-papers for the purposes of Elections for the Legislative Council and the Legislative Assembly*” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 - Public Service Acts—Copy of Papers in connexion with the promotion of Robert Albert William Burns from the Fifth Class to the Fourth Class, Department of Law.
 - Superannuation Act 1925—Report of the State Superannuation Board for the year 1928–29.
5. ADJOURNMENT—MOTION UNDER STANDING ORDER NO. 53.—The Honorable R. Williams moved, That the Council do now adjourn, and said he proposed to speak on the subject of the position of the Mallee settlers in relation to the proposed fund for holidays for women in the Mallee ; and six members having risen in their places and required the motion to be proposed, the question was put and, after debate, negatived.
6. JUDICIAL PROCEEDINGS (REGULATION OF REPORTS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.
7. COMPANIES (NAMES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

8. **HARBOR BOARDS BILL.**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the said amendments were read and are as follow :—

1. Clause 2, page 2, paragraph (d), lines 39–40, omit “ (whether by way of a fixed sum or a percentage of the amount received by the harbor board) ”.
2. Clause 2, page 3, paragraph (e), line 11, at the end of the paragraph insert—

“ Provided that if the council of any municipality by notice under the seal of the municipality notifies to the harbor board that it will until the revocation of the request pay out of the municipal fund to the harbor board in each year an amount equal to the total amount of harbor board rates made as aforesaid for that year the provisions of paragraphs (a) (b) (c) (d) and (e) of this section shall not apply with respect to that council and that council shall pay such amount out of the municipal fund and may if necessary increase the amount in the pound of any general rates accordingly notwithstanding any statutory limit thereof.”

3. Clause 2, page 3, line 12, after “ Provided ” insert “ further.”

The Honorable A. E. Chandler moved, That the Council agree to amendment 1 made by the Assembly. Debate ensued.

The Honorable Dr. J. R. Harris moved, That the further consideration of the amendments made by the Assembly be postponed until to-morrow.

Question—put and resolved in the affirmative.

9. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, Government Business No. 3, be postponed until after No. 4.

10. **LOCAL GOVERNMENT (AMENDMENT) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable E. L. Kiernan reported that the Committee had made progress in the Bill, and asked leave to sit again.

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

11. **ADJOURNMENT.**—The Honorable H. I. Cohen moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council at twenty-nine minutes past ten o'clock, adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 12.

WEDNESDAY, 11TH SEPTEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. **ADJOURNMENT—MOTION UNDER STANDING ORDER No. 53.**—The Honorable H. F. Richardson moved, That the Council do now adjourn, and said he proposed to speak on the subject of a cable sent to England stating that ex-Imperial Service men were not receiving justice as settlers in this State; and six Members having risen in their places and required the motion to be proposed, the question was put and, after debate, negatived.
3. **JUDICIAL PROCEEDINGS (REGULATION OF REPORTS) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made in this Bill by the Council.

4. MILK SUPPLY BILL.—On the motion of the Honorable D. L. McNamara, a Bill to further amend the *Milk Supply Act 1922* was read a first time, ordered to be printed and to be read a second time on Tuesday next.
5. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL.—On the motion of the Honorable D. L. McNamara, pursuant to *amended* notice, a Bill to provide for Optional Proportional Voting at Municipal Elections was read a first time, ordered to be printed and to be read a second time on Tuesday next.
6. LICENSING BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable W. Tyner moved, That this Bill be now read a second time.
The Honorable Dr. J. R. Harris moved, That the debate be now adjourned until Wednesday, the 9th October next.
Debate ensued.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Question—That the debate be adjourned until Wednesday, the 9th October next—put.
The Council divided.

Ayes, 14.

The Hon. W. J. Beckett (*Teller*),
Col. Harold Cohen,
J. H. Disney,
Dr. J. R. Harris,
J. P. Jones,
E. L. Kiernan,
M. McGregor,
D. L. McNamara,
M. Saltau,
H. H. Smith,
G. J. Tuckett (*Teller*),
E. J. White,
R. Williams,
A. M. Zwar.

Noes, 9.

The Hon. E. G. Bath,
A. Bell,
A. E. Chandler,
G. M. Davis,
W. H. Edgar,
H. Hitchcock,
R. G. Menzies,
H. F. Richardson (*Teller*),
W. Tyner (*Teller*).

And so it was resolved in the affirmative.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business Nos. 2 and 3, be postponed until after No. 4.
8. MAXIMUM AGE FOR COMPULSORY ATTENDANCE OF SCHOOL CHILDREN.—The Order of the Day for the resumption of the debate on the question, That, in the opinion of this House, the maximum age for the compulsory attendance of school children should be raised to fifteen years, having been read—
Debate resumed.
Question—put.
The Council divided.

Ayes, 15.

The Hon. A. Bell,
A. E. Chandler,
W. L. R. Clarke,
Col. Harold Cohen (*Teller*),
H. I. Cohen,
W. H. Edgar,
J. P. Jones,
E. L. Kiernan,
M. McGregor,
D. L. McNamara,
R. G. Menzies (*Teller*),
M. Saltau,
G. J. Tuckett,
E. J. White,
A. M. Zwar.

Noes, 5.

The Hon. E. G. Bath (*Teller*),
G. M. Davis,
H. Hitchcock (*Teller*),
H. F. Richardson,
H. H. Smith.

And so it was resolved in the affirmative.

9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business Nos. 2 and 3, be postponed until Tuesday next.
10. HARBOR BOARDS BILL.—The Order of the Day for the further consideration of the amendments made in this Bill by the Assembly having been read (for amendments see page 34 *ante*)—
Debate resumed on the question, That the Council agree to Amendment 1 made by the Assembly.
Question—put and resolved in the affirmative.
Amendments 2 and 3 agreed to.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the amendments made by the Assembly.
11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business No. 2, be postponed until after No. 3.

12. PHILLIP ISLAND SHIRE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable E. L. Kiernan having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
13. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.

And then the Council, at ten minutes past ten o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No. 12.

TUESDAY, 17TH SEPTEMBER, 1929.

Government Business.

ORDERS OF THE DAY:—

1. CONSTITUTION ACT AMENDMENT (NUMBERING OF BALLOT PAPERS) BILL—(*from Assembly—Hon. H. I. Cohen*)—Second reading.
2. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading.
3. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.
4. POLICE REGULATION BILL—(*Hon. H. I. Cohen*)—Second reading.
5. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
2. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. MILK SUPPLY BILL—(*Hon. D. L. McNamara*)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(*Hon. D. L. McNamara*)—Second reading.

WEDNESDAY, 9TH OCTOBER.

General Business.

ORDER OF THE DAY:—

1. LICENSING BILL (*Hon. W. Tyner*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris)*.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 16th July, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer :—

Charities Board of Victoria—Report for the year 1928–29. (No. 13.)

Closer Settlement Board—

Report for the year 1927–28. (No. 6.)

Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for the year 1927–28. (A. No. 1.)

Consolidation of the Laws—Report of Joint Statute Law Revision Committee of the Legislative Council and the Legislative Assembly. (D. No. 2.)

Constitution Statute—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., Cap. 55, and Act No. 3118 during the year 1928–29. (No. 15.)

Country Roads Board—Report for the year 1927–28. (No. 10.)

Education—

Report of the Council of Public Education for the year 1928–29. (No. 14.)

Report of the Minister of Public Instruction for year 1927–28. (No. 2.)

Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)

Estimates—Supplementary Estimates, 1928–29. (B. No. 6.)

Forests Commission—Report for the year 1927–28. (No. 1.)

Friendly Societies—Report of the Government Statist for the year 1927–28. (No. 8.)

Gold and Mineral Statistics for the year 1928. (No. 4.)

Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)

Public Accounts Committee—Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Public Library, Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927–28. (No. 7.)

Public Service Commissioner—Report for the year 1928 (No. 12.)

Railways—

Reports of the Parliamentary Standing Committee on Railways—

Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)

Dispute relating to Railway Facilities on Harbor Trust Territory. (Report No. 5.)

Frankston to Mornington Railway—Electrification of. (C. No. 2.)

Laanecoorie District Connecting Railway. (Report No. 4.)

Port Albert Railway Extension. (Report No. 2.)

Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)

Meringur Railway Extension (Millewa District). (Report No. 6.)

Thirty-ninth General Report. (No. 3.)

Welshpool to Port Welshpool Railway. (Report No. 3.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 12TH SEPTEMBER, 1929.

Notices of Motion and Orders of the Day. No. 12.

Phillip Island Shire Bill—[81].

Notices of Motion and Orders of the Day. No. 29.

Closer Settlement Acts Amendment Bill—[99].

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 13.

TUESDAY, 17TH SEPTEMBER, 1929.

1. The President took the Chair and read the Prayer.

2. DECLARATION OF MEMBER.—The Honorable W. Angliss delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth :—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM CHARLES ANGLISS*, 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 Victoria of the yearly value of Five 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 situate in the municipal district of city of Melbourne, and are known as part of allotment 6, section 24, city of Melbourne, parish of North Melbourne, county of Bourke, and being the whole of the land comprised in certificate of title, volume 3701, folio 740157.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Melbourne are rated in the rate-book of the said municipality upon a yearly value of £560.

“ 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. ANGLISS.”

3. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable H. I. Cohen presented a Message from His Excellency the Lieutenant-Governor informing the Council that he had given the Royal Assent to the undermentioned Bills presented to him by the Clerk of the Parliaments, viz. :—

Judicial Proceedings (Regulation of Reports) Bill.
Harbor Boards Bill.

4. CONSOLIDATION OF THE LAWS.—The Honorable H. I. Cohen brought up a Second Report from the Joint Statute Law Revision Committee of the Legislative Council and the Legislative Assembly on the Consolidation of the Laws.
Ordered to lie on the Table and be printed.

5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Agricultural Education—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education for the six months ended 31st March, 1929.

Land Acts—Certificate of the Minister of Public Instruction relating to the proposed compulsory resumption of land for the Wattle Park State School.

Melbourne and Metropolitan Tramways Board—Report and Statement of Accounts for the year 1928–29.

Railways—Revised copy of Appendix No. 5 to the Report of the Victorian Railways Commissioners for the year 1928–29 (in substitution for Appendix No. 5 to the said Report laid on the Table on 4th September instant).

State Coal Mines—Annual Report of the General Manager, including the State Coal Mines Balance-sheet and Statement of Accounts, duly audited, &c., for the year 1928–29.

6. CONSTITUTION ACT AMENDMENT (NUMBERING OF BALLOT PAPERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable H. I. Cohen moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

The Council divided.

Ayes, 12.

The Hon. W. J. Beckett,
A. Bell (*Teller*),
F. W. Brawn,
A. E. Chandler,
Colonel Harold Cohen,
H. I. Cohen,
H. A. Currie,
J. H. Disney,
E. L. Kiernan,
D. L. McNamara (*Teller*),
R. G. Menzies,
R. Williams.

Noes, 13.

The Hon. W. Angliss,
G. M. Davis,
G. L. Goudie (*Teller*),
Dr. J. R. Harris,
H. Hitchcock,
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
H. F. Richardson,
M. Saltau (*Teller*),
H. H. Smith,
G. J. Tuckett,
E. J. White,
A. M. Zwar.

And so it passed in the negative.

7. PUBLIC ENTERTAINMENTS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable H. I. Cohen moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris, that the debate be adjourned until Tuesday, the 1st October next.
8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business No. 3 be postponed until after No. 5.
9. POLICE REGULATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy-President resumed the Chair; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

10. LOCAL GOVERNMENT (AMENDMENT) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable G. L. Goudie reported that the Committee had made progress in the Bill, and asked leave to sit again.

The Honorable G. L. Goudie also reported that a question had arisen as to the power of the Committee, in view of the provisions of section 56 of *The Constitution Act*, to consider clause 18 of the Bill which provides that certain lands licensed under the *Forests Act* 1915 shall be deemed to be rateable property, and the ruling of the President was desired thereon.

The President delivered the following ruling:—

I have considered the question of the power of the Committee, in view of the provisions of section 56 of *The Constitution Act*, to deal with clause 18. There are various precedents and rulings in the past upon this subject, or upon subjects similar, and I would refer to two of them. One is reported on page 2431 of *Hansard*, volume 20, of 1874. The question at issue was whether the Council could, in a Bill originating in this House, make mining property liable to be rated by omitting the word "mines" from an exemption clause of a local government Bill, and the President said:—"I am of opinion that striking out the word 'mines' from the 252nd clause of the Local Government Bill, and reducing, in the 253rd clause of the said Bill, the power of rating, do not violate the provisions of the 56th section of *The Constitution Act*, and that this House is not restricted from dealing with the question referred to." Coming to a more recent date, the Minister of Public Works, on the 10th of October, 1922, as reported on page 1748 of volume 161 of *Hansard*, introduced the Rating on Unimproved Values Bill, which originated in this House, and he set forth that under the law as it then stood certain settlers, other than soldiers, who were purchasing lands from the Crown were only rateable to the extent of their equity. The Minister, in explaining the Bill, stated—"All those settlers other than soldiers who are purchasing land from the Crown are only rateable to the extent of their equity. This, it was felt, was not intended by Parliament, and the definition in clause 3 alters the situation, so that settlers such as I have described will have to pay rates as though they held the land in fee-simple." The clause was passed in this House, and it was accepted by the other House. I might add that there is also some presumption that we have the right to deal with clause 18, because the Crown Law officers invariably inform the Cabinet when a Bill is in the nature of a money Bill, in order that it may be originated in the Assembly with a Governor's Message. In this case neither the Crown Law officers nor the Ministry apparently regarded a Governor's Message as being necessary. I therefore consider that this House has power to deal with clause 18.

Resolved—That the Council will, on Tuesday, the 1st October next, again resolve itself into the said Committee.

11. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 1st October next.

Question—put and resolved in the affirmative.

And then the Council at ten minutes past ten o'clock, adjourned until Tuesday, the 1st October next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No 13.

TUESDAY, 1st OCTOBER, 1929.

Question.

1. The Hon. H. H. SMITH: To ask the Honorable the Minister of Public Instruction—

- (a) What quantity of each variety of canned fruit was left over in (i) the Export stock and (ii) the Home Consumption stock from the 1928 season at the Ardmona, Kyabram, and Shepparton canneries respectively.
- (b) What quantity of fruit was received at each of these canneries for the 1929 season.
- (c) What quantity of fruit is now held at each cannery.
- (d) Has any difficulty been experienced in disposing of the same.
- (e) What quantity of fruit was exported to (i) Great Britain and (ii) eastern countries in the 1928 and 1929 seasons respectively.

Government Business.

ORDERS OF THE DAY:—

1. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
2. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris.)
3. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
2. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. MILK SUPPLY BILL—(Hon. D. L. McNamara)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(Hon. D. L. McNamara)—Second reading.

WEDNESDAY, 9TH OCTOBER.

General Business.

ORDER OF THE DAY:—

1. LICENSING BILL—(Hon. W. Tyner)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).

P. T. POOK,

Clerk of the Legislative Council.

FRANK CLARKE,

President.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

- Charities Board of Victoria—Report for the year 1928-29. (No. 13.)
 Closer Settlement Board—
 Report for the year 1927-28. (No. 6.)
 Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for the year 1927-28. (A. No. 1.)
 Consolidation of the Laws—Report of Joint Statute Law Revision Committee of the Legislative Council and the Legislative Assembly. (D. No. 2.)
 Constitution Statute—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., Cap. 55, and Act No. 3118 during the year 1928-29. (No. 15.)
 Country Roads Board—Report for the year 1927-28. (No. 10.)
 Education—
 Report of the Council of Public Education for the year 1928-29. (No. 14.)
 Report of the Minister of Public Instruction for year 1927-28. (No. 2.)
 Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)
 Estimates—Supplementary Estimates, 1928-29. (B. No. 6.)
 Explosives—Report of the Chief Inspector for the year 1928. (No. 16.)
 Forests Commission—Report for the year 1927-28. (No. 1.)
 Friendly Societies—Report of the Government Statist for the year 1927-28. (No. 8.)
 Gold and Mineral Statistics for the year 1928. (No. 4.)
 Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)
 Public Accounts Committee—Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)
 Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927-28. (No. 7.)
 Public Service Commissioner—Report for the year 1928. (No. 12.)
 Railways—
 Reports of the Parliamentary Standing Committee on Railways—
 Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)
 Dispute relating to Railway Facilities on Harbor Trust Territory. (Report No. 5.)
 Frankston to Mornington Railway—Electrification of. (C. No. 2.)
 Laanecoorie District Connecting Railway. (Report No. 4.)
 Port Albert Railway Extension. (Report No. 2.)
 Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)
 Meringur Railway Extension (Millewa District). (Report No. 6.)
 Thirty-ninth General Report. (No. 3.)
 Welshpool to Port Welshpool Railway. (Report-No. 3.)
 Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 18TH SEPTEMBER, 1929.

Notices of Motion and Orders of the Day. No. 13.

Second Report from the Joint Statute Law Revision Committee. D.—No. 3.

Notices of Motion and Orders of the Day. No. 31.

Cancer Research Bill—[33].

Police Regulation Bill—[65].

Second Report from the Joint Statute Law Revision Committee. D.—No. 3.

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 14.

TUESDAY, 1ST OCTOBER, 1929.

1. The Council met in accordance with adjournment.
2. **ABSENCE OF THE PRESIDENT.**—The Clerk having announced that the Honorable the President was unavoidably absent in consequence of illness, the Honorable W. H. Edgar, on the motion of the Honorable A. E. Chandler, was chosen to fill temporarily the office and perform all the duties of the President during such absence.
3. The Acting-President took the Chair and read the Prayer.
4. **STATUTE LAW REVISION BILL.**—The Acting-President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to revise the Statute Law and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honorable A. E. Chandler, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. **PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
 - Factories and Shops—Report of the Chief Inspector for the year 1928.
 - Forests Act 1915—Forests Commission of Victoria—Copy of proposed Order in Council (No. 29) recommending the Excision of an Area in the County of Buln Buln, Parishes of Binginwarri and Alberton West, for public use as a Road.
 - Melbourne and Metropolitan Board of Works—Statements of Accounts and Balance-sheet, together with Schedule of Contracts for the year 1928-29.
6. **STATUTE LAW REVISION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Acting-President resumed the Chair; and the Honorable W. L. R. Clarke having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
7. **LOCAL GOVERNMENT (AMENDMENT) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the Acting-President left the Chair.
House in Committee.
The Acting-President resumed the Chair; and the Honorable E. L. Kiernan reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
8. **ADJOURNMENT.**—The Honorable A. E. Chandler moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
Debate ensued.
Question—put and resolved in the affirmative.
The Honorable A. E. Chandler moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council at twenty-five minutes past ten o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 14.

TUESDAY, 8TH OCTOBER, 1929.

Question.

1. The Hon. R. KILPATRICK: To ask the Honorable the Commissioner of Public Works—Has the attention of the Government been drawn to the statement in a letter from Mr. W. B. Knox, of Capetown, published in the daily press indicating that there was every prospect of a shortage in the supply of wheat for local consumption in South Africa this season; if so, is it the intention of the Government to communicate with the South African Government with a view to the quantity required being exported from Victoria.

Government Business.

ORDERS OF THE DAY:—

1. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
2. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading—*Resumption of debate* (*Hon. Dr. J. R. Harris.*)
3. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
2. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. MILK SUPPLY BILL—(*Hon. D. L. McNamara*)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(*Hon. D. L. McNamara*)—Second reading.

WEDNESDAY, 9TH OCTOBER.

General Business.

ORDER OF THE DAY:—

1. LICENSING BILL—(*Hon. W. Tyner*)—Second reading—*Resumption of debate* (*Hon. Dr. J. R. Harris.*)

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

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 Tottenham Gravitation Goods Sorting and Marshalling Yards—Completion of. (C. No. 3.)
 Welshpool to Port Welshpool Railway. (Report No. 3.)
 State Superannuation Board—Report for the year 1928-29. (No. 17.)
 Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 2ND OCTOBER, 1929.

Notices of Motion and Orders of the Day. No. 14.
 Local Government Amendment Bill—[26]. New Clauses to be proposed in Committee by the Hon. A. E. Chandler and the Hon. Harold Cohen.

Notices of Motion and Orders of the Day. No. 36.
 Police Offences (Race-meetings) Bill—[89]. Amendments to be proposed in Committee by Mr. Gray.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 15.

WEDNESDAY, 9TH OCTOBER, 1929.

Questions.

1. The Hon. H. H. SMITH : To ask the Honorable the Commissioner of Public Works—
 - (a) What preference duties are allowed by the Imperial Government on Victorian primary products.
 - (b) What bounties are given by the Government in respect of Victorian primary products and industries such as dried fruits, canned fruits, sugar, wine, butter, meats, jams, and preserves.
 - (c) What are the rates of wages paid by primary producers in respect of the production or manufacture of the commodities referred to in (b).
 - (d) What are the rates of wages paid in the canned fruits industry in Victoria.
 - (e) How many boards of control are operating both in Great Britain and in Australia in respect of the sale and marketing of Victorian primary products, and what is the annual cost of each of such boards.
2. The Hon. H. F. RICHARDSON : To ask the Honorable the Commissioner of Public Works—When does the Government intend to reduce the stamp duty under the *Swine Compensation Act 1927* from twopence to one penny in the pound on the sale price.

General Business.

ORDERS OF THE DAY:—

1. LICENSING BILL—(Hon. W. Tyner)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).
2. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
4. MILK SUPPLY BILL—(Hon. D. L. McNamara)—Second reading.
5. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(Hon. D. L. McNamara)—Second reading.

Government Business.

NOTICE OF MOTION:—

1. The Hon. A. E. CHANDLER : To move, That he have leave to bring in a Bill to provide for the Reconstitution of the Melbourne and Metropolitan Board of Works and to amend the Law relating to the said Board.

ORDERS OF THE DAY:—

1. POLICE OFFENCES (RACE-MEETINGS) BILL—(from Assembly—Hon. A. E. Chandler)—Second reading.
2. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
3. CULTIVATION ADVANCES BILL—(from Assembly—Hon. A. E. Chandler)—Second reading.
4. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).
5. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
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Welshpool to Port Welshpool Railway. (Report No. 3.)

State Superannuation Board—Report for the year 1928–29. (No. 17.)

Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 9TH OCTOBER, 1929.

Notices of Motion and Orders of the Day. No. 15.

Local Government (Amendment) Bill—[26]. Amendment to be proposed in Committee by Colonel Harold Cohen.

Notices of Motion and Orders of the Day. No. 39.

Money Lenders Bill—[2]. Amendments to be proposed in Committee by Mr. Macfarlan.

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 15.

TUESDAY, 8TH OCTOBER, 1929.

1. The President took the Chair and read the Prayer.
2. POLICE OFFENCES (RACE-MEETINGS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the Law relating to Race-courses and Race-meetings*” and desiring the concurrence of the Council therein.
On the motion of the Honorable A. E. Chandler, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
3. CONSOLIDATED REVENUE BILL (No. 4).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One million five hundred and sixty thousand five hundred and ninety-six pounds to the service of the year One thousand nine hundred and twenty-nine and One thousand nine hundred and thirty*” and desiring the concurrence of the Council therein.
On the motion of the Honorable A. E. Chandler, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. CULTIVATION ADVANCES BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to enable Advances to be made on certain Terms to Cultivators of Land and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honorable A. E. Chandler, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
5. PETITIONS.—The following petitions from certain members of the Church of England, praying that the Council will support a Bill to close liquor bars on Good Friday and Christmas Day, were presented as under:—
 - By the Honorable W. H. Edgar—
From certain members of All Saints’ Church, East Malvern; Christ Church, Hawthorn; Christ Church, Ormond; St. Agnes’ Church, Glenhuntly; St. Columb’s Church, Hawthorn; St. Hilary’s Church, Kew; St. John’s Church, East Malvern; St. Oswald’s Church, Glen Iris; St. Paul’s Church, Canterbury; and St. Paul’s Church, East Kew.
 - By the Honorable H. H. Smith—
From certain members of St. James’ Old Cathedral, West Melbourne; St. John’s Church, Melbourne; St. Jude’s Church, Carlton; St. Michael’s Church, North Carlton; St. Paul’s Cathedral, Melbourne; St. Peter’s Church, Melbourne; and of the Missions to Seamen, Melbourne.
 - By Colonel the Honorable Harold Cohen for the Honorable the President—
From certain members of St. Barnabas’ Church, South Melbourne; and St. Catharine’s Church, Caulfield.
 - By the Honorable W. J. Beckett—
From certain members of All Saints’ Church, Greensborough; All Saints’ Church, Northcote; Brunswick Church; Epiphany Church, Northcote; St. Andrew’s Church, Clifton Hill; St. Augustine’s Church, Moreland; St. Cuthbert’s Church, Brunswick East; St. James’ Church, Ivanhoe; St. James’ Church, Thornbury; St. John’s Church, Heidelberg; St. John’s Church, West Brunswick; St. Jude’s Church, Alphington; St. Matthew’s Church, Glenroy; St. Paul’s Church, Fairfield; and St. Stephen’s Church, Darebin.
 - By the Honorable H. F. Richardson—
From certain members of Christ Church, Geelong; Epiphany Church, Meredith; Leopold and Ocean Grove Church; St. George’s Church, Queenscliff; St. John’s Church, Lethbridge; St. Paul’s Church, Geelong; St. Paul’s Church, Steiglitz; and St. Thomas’ Church, Werribee.
 - By the Honorable J. P. Jones—
From certain members of St. Batholomew’s Church, Richmond; St. Matthias’ Church, Richmond; St. Stephen’s Church, Richmond; and St. Thomas’ Church, Richmond.

Severally ordered to lie on the Table.

6. PAPERS.—The Honorable A. E. Chandler presented, by command of His Excellency the Lieutenant-Governor—

Inebriate Institutions—Report of the Inspector for the year 1928.

Ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Dried Fruits Acts—Statement showing details of Receipts and Expenditure under the Dried Fruits Acts during the year 1928–29.

Fire Brigades Act 1915—Regulations relating to the Issue of Debentures.

Friendly Societies—Report of the Registrar for the year 1928.

Poisons Acts—Proclamations amending Schedules to Acts—

Articles deemed to be Poisons—Amended Second Schedule.

Part III. of Second Schedule to the Poisons Act 1915.

Poisonous Substances and Preparations—Amended Fourth Schedule.

7. LOCAL GOVERNMENT (AMENDMENT) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

8. CONSOLIDATED REVENUE BILL (No. 4).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

And then the Council at twenty-six minutes past ten o'clock, adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 16.

WEDNESDAY, 9TH OCTOBER, 1929.

1. The President took the Chair and read the Prayer.

2. PETITIONS.—The following petitions from certain members of the Church of England, praying that the Council will support a Bill to close liquor bars on Good Friday and Christmas Day, were presented as under :—

By the Honorable W. Tyner—

From certain members of All Saints' Church, Clayton; All Saints' Church, Sassafras; All Souls' Church, Sandringham; Christ Church, Crib Point; Doncaster and District Church; Holy Trinity Church, Hastings; Springvale Church; St. Andrew's Church, Brighton; St. Augustine's Church, Mentone; St. Columba's Church, Edithvale and Aspendale; St. David's Church, Moorabbin; St. George's Church, Monbulk; St. James' Church, Dandenong; St. Mark's Church, North Brighton; St. Matthew's Church, Mulgrave; St. Paul's Church, Glen Waverley; St. Paul's Church, Seville, St. Mary's Church, Wandin, and Christ Church, Silvan; St. Peter's Church, Brighton Beach; and Vermont Church.

By the Honorable H. Hitchcock—

From certain members of St. John's Church, Portarlington; and St. Paul's Church, Geelong.

By the Honorable J. H. Disney—

From certain members of Holy Trinity Church, Williamstown; St. George's Church, Flemington; St. John's Church, Footscray; St. Mark's Church, Sunshine; St. Paul's Church, Ascot Vale; and St. Paul's Church, Kingsville.

By the Honorable W. H. Edgar—

From certain members of St. Martin's Church, Hawksburn.

Severally ordered to lie on the Table.

3. LICENSING 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.
 The Council divided.

Ayes, 15.

The Hon. W. Angliss,
 E. G. Bath (*Teller*),
 A. Bell,
 F. W. Brawn,
 A. E. Chandler,
 G. M. Davis,
 W. H. Edgar,
 G. L. Goudie,
 H. Hitchcock,
 R. Kilpatrick,
 W. J. McCann,
 R. G. Menzies,
 H. F. Richardson,
 M. Saltau,
 W. Tyner (*Teller*).

Noes, 15.

The Hon. W. J. Beckett,
 W. L. R. Clarke,
 Col. Harold Cohen (*Teller*),
 H. A. Currie,
 J. H. Disney,
 Dr. J. R. Harris,
 J. P. Jones,
 E. L. Kiernan,
 M. McGregor,
 D. L. McNamara,
 H. H. Smith,
 G. J. Tuckett,
 E. J. White (*Teller*),
 R. Williams,
 A. M. Zwar.

The Tellers having declared the numbers for the “Ayes” and for the “Noes” to be respectively fifteen, or equal, the President said—

The numbers being equal, it devolves upon me to give a casting vote. As it is usual for the President to give his casting vote so that further consideration may be given to a Bill, I give my voice with the Ayes.

And so it was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with amendments and had amended the title thereof, which title is as follows:—

“*An Act relating to the Sale or Supply of Liquor on Good Friday,*”

the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

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

4. MENTAL DEFICIENCY BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to make further and better provision for the Care of Feeble-minded and other Mentally Defective Persons and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable A. E. Chandler, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.

5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business Nos. 2 to 5 inclusive, be postponed until Tuesday next.

6. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—On the motion of the Honorable A. E. Chandler, a Bill to provide for the Reconstitution of the Melbourne and Metropolitan Board of Works and to amend the Law relating to the said Board was read a first time, ordered to be printed and to be read a second time on Tuesday next.

7. ADJOURNMENT.—The Honorable A. E. Chandler moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

And then the Council, at fifty-one minutes past nine o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.



LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 16.

TUESDAY, 15TH OCTOBER, 1929.

Questions.

1. The Hon. H. F. RICHARDSON: To ask the Honorable the Commissioner of Public Works—When does the Government intend to reduce the stamp duty under the *Swine Compensation Act 1927* from twopence to one penny in the pound on the sale price.
2. The Hon. W. J. MCCANN: To ask the Honorable the Commissioner of Public Works—
 - (a) What is the area of the land in the Mystic Park Irrigation (Compulsory Rate) Area which can be irrigated by gravitation from Kangaroo Lake when the lake is at the 240 ft. reduced level.
 - (b) What is the area of the land under the compulsory charge to irrigate which by gravitation the lake must be raised to the 241 ft. reduced level.
 - (c) What is the estimated cost of installing a pumping plant on the gravitation channel at Mystic Park to provide the water allotment to any country in the Mystic Park area which cannot be irrigated by gravitation from the 240 ft. reduced level.
 - (d) What would be the cost per acre foot of water allotment supplied by such a plant as compared with the present gravitation charge.
 - (e) Will the £3,000 recently provided for the Kerang North-west lakes be sufficient for all the work necessary to effectively prevent erosion of the banks, or is it intended to spend more in future years.

Government Business.

ORDERS OF THE DAY:—

1. POLICE OFFENCES (RACE-MEETINGS) BILL—(from Assembly—Hon. A. E. Chandler)—Second reading.
2. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
3. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(Hon. A. E. Chandler)—Second reading.
4. CULTIVATION ADVANCES BILL—(from Assembly—Hon. A. E. Chandler)—Second reading.
5. MENTAL DEFICIENCY BILL—(from Assembly—Hon. A. E. Chandler)—Second reading.
6. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris).*
7. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
2. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
3. MILK SUPPLY BILL—(Hon. D. L. McNamara)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(Hon. D. L. McNamara)—Second reading.

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 Thirty-ninth General Report. (No. 3.)
 Tottenham Gravitation Goods Sorting and Marshalling Yards—Completion of. (C. No. 3.)
 Welshpool to Port Welshpool Railway. (Report No. 3.)
 State Superannuation Board—Report for the year 1928–29. (No. 17.)
 Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 10TH OCTOBER, 1929.

Notices of Motion and Orders of the Day. No. 16.
 Mental Deficiency Bill—[7].

Notices of Motion and Orders of the Day No. 40.
 Municipal Endowment Bill—[47]. Amendment and New Clause to be proposed by Mr. Hogan.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No 17.

WEDNESDAY, 16TH OCTOBER, 1929.

Question.

1. The Hon. R. G. MENZIES: To ask the Honorable the Commissioner of Public Works—
 - (a) Is it still the policy of the Government that Government financial guarantees to industries should not be given without previous Parliamentary authority.
 - (b) Does the Government still propose to introduce legislation at the earliest possible moment to give effect to that policy.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
2. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. MILK SUPPLY BILL—(*Hon. D. L. McNamara*)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(*Hon. D. L. McNamara*)—Second reading.

Government Business.

ORDERS OF THE DAY:—

1. POLICE OFFENCES (RACE-MEETINGS) BILL—(*from Assembly—Hon. A. E. Chandler*)—To be further considered in Committee.
2. MUNICIPAL ENDOWMENT BILL—(*from Assembly—Hon. A. E. Chandler*)—Second reading.
3. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(*Hon. A. E. Chandler*)—Second reading.
4. CULTIVATION ADVANCES BILL—(*from Assembly—Hon. A. E. Chandler*)—Second reading.
5. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
6. MENTAL DEFICIENCY BILL—(*from Assembly—Hon. A. E. Chandler*)—Second reading.
7. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris)*.
8. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

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 Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 16TH OCTOBER, 1929.

- Notices of Motion and Orders of the Day. No. 17.
 Police Offences (Race-meetings) Bill—[89]. Amendments to be proposed in Committee by the Hon. Dr. J. R. Harris and the Hon. R. Williams.
 Police Offences (Race-meetings) Bill—[89]. Amendments to be proposed by the Hon. A. E. Chandler.
 Local Government (Amendment) Bill—[26]. New Clause to be proposed in Committee by the Hon. E. L. Kiernan.
 Municipal Endowment Bill—[47].
 Melbourne and Metropolitan Board of Works Bill—[46].

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 17.

TUESDAY, 15TH OCTOBER, 1929.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable A. E. Chandler presented a Message from His Excellency the Lieutenant-Governor, informing the Council that he had given the Royal Assent to the undermentioned Bills presented to him by the Clerk of the Parliaments, viz.:—
Statute Law Revision Bill.
Consolidated Revenue Bill (No. 4).
3. MUNICIPAL ENDOWMENT BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to Municipal Endowment*” and desiring the concurrence of the Council therein.
 On the motion of the Honorable A. E. Chandler, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. POLICE OFFENCES (RACE-MEETINGS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had made progress in the Bill, and asked leave to sit again.
 Resolved—That the Council will to-morrow again resolve itself into the said Committee.

And then the Council, at fifty minutes past ten o'clock, adjourned until to-morrow.

P. T. POOK
Clerk of the Legislative Council.

No. 18.

WEDNESDAY, 16TH OCTOBER, 1929.

1. The President took the Chair and read the Prayer.
2. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—
 State Accident Insurance Office—Report, Profit and Loss Account, and Balance-sheet for the year 1928-29.

3. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until Tuesday next.

4. **POLICE OFFENCES (RACE-MEETINGS) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had agreed to the following resolutions :—

That it be a suggestion to the Legislative Assembly that they make the following amendments in the Bill, viz. :—

1. Clause 3, sub-clause (1), pages 4-5, omit "two such race-meetings in any one year, or, in the event of the hunt club holding a race-meeting on a Saturday in any year, such hunt club shall not hold any other race-meeting in that year" and insert "one such race-meeting in any one year."
2. sub-clause (1), page 5, lines 12-13, omit "on the Wednesday in Melbourne Cup week" and insert "for pony races on the Wednesday next after the first Tuesday in November."
3. ,, sub-clause (1), page 6, line 9, omit "eight" and insert "fifteen."
4. ,, sub-clause (1), page 6, line 10, omit "ten" and insert "twenty."
5. ,, page 9, lines 17-19, omit "in lieu of the three per centum which is paid into the consolidated revenue."
6. Clause 11, line 42, after "special" insert "(including educational)."

and asked leave to sit again.

On the motion of the Honorable A. E. Chandler the Report was adopted.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolutions.

Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.

5. **ADJOURNMENT.**—The Honorable A. E. Chandler moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

And then the Council, at fifty-eight minutes past ten o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 18.

TUESDAY, 22ND OCTOBER, 1929.

Government Business.

ORDERS OF THE DAY:—

1. POLICE OFFENCES (RACE-MEETINGS) BILL—(*from Assembly—Hon. A. E. Chandler*)—To be further considered in Committee.
2. MUNICIPAL ENDOWMENT BILL—(*from Assembly—Hon. A. E. Chandler*)—Second reading.
3. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
4. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(*Hon. A. E. Chandler*)—Second reading.
5. CULTIVATION ADVANCES BILL—(*from Assembly—Hon. A. E. Chandler*)—Second reading.
6. MENTAL DEFICIENCY BILL—(*from Assembly—Hon. A. E. Chandler*)—Second reading.
7. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris)*.
8. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
2. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. MILK SUPPLY BILL—(*Hon. D. L. McNamara*)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(*Hon. D. L. McNamara*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT)—(Appointed 16th July, 1929.)—The Honorables the President (*ex officio*), W. Anglias, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 16th July, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 16th July, 1929)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

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Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No 19.

WEDNESDAY, 23RD OCTOBER, 1929.

General Business.

ORDERS OF THE DAY:—

1. CAPITAL PUNISHMENT ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
2. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
3. MILK SUPPLY BILL—(*Hon. D. L. McNamara*)—Second reading.
4. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(*Hon. D. L. McNamara*)—Second reading.

Government Business.

ORDERS OF THE DAY:—

1. VOTE OF THANKS TO THE HONORABLE SIR LEO CUSSEN—MESSAGE FROM ASSEMBLY—To be taken into consideration.
2. MENTAL DEFICIENCY BILL—(*from Assembly—Hon. H. I. Cohen*)—Second reading.
3. CULTIVATION ADVANCES BILL—(*from Assembly—Hon. H. I. Cohen*)—Second reading.
4. MUNICIPAL ENDOWMENT BILL—(*from Assembly—Hon. A. E. Chandler*)—To be further considered in Committee.
5. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
6. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(*Hon. A. E. Chandler*)—Second reading.
7. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris)*.
8. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

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- LIBRARY (JOINT)—(Appointed 16th July, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.
- PRINTING—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.
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PARLIAMENTARY PAPERS ISSUED 23RD OCTOBER, 1929.

Notices of Motion and Orders of the Day. No. 19.
 Municipal Elections (Proportional Voting) Bill—[116].

Notices of Motion and Orders of the Day No. 45.
 Report of the Chief Inspector of Factories and Shops for 1928. No. 20.
 Finance Statement and Auditor-General's Report for year ending 30th June, 1929. A—No. 2.
 Goods (Trading Stamps) Bill—[40]. Amendment to be proposed in Committee by Mr. Macfarlan.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 20.

THURSDAY, 24TH OCTOBER, 1929.

Question.

1. The Hon. J. H. DISNEY: To ask the Honorable the Minister of Public Instruction—

(a) How many houses have reverted to the State Savings Bank Commissioners owing to the inability of the purchasers thereof to meet the periodical payments due to the Bank during the year 1928-29.

(b) What is the total of the arrears outstanding in respect of re-payments due during the same year.

Government Business.

ORDERS OF THE DAY:—

1. MUNICIPAL ENDOWMENT BILL—(from Assembly—Hon. A. E. Chandler)—To be further considered in Committee.
2. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
3. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(Hon. A. E. Chandler)—Second reading.
4. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).
5. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.

General Business.

ORDERS OF THE DAY:—

1. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
2. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(Hon. D. L. McNamara)—Second reading.
3. MILK SUPPLY BILL (No. 2)—(Hon. D. L. McNamara)—Second reading.

TUESDAY, 29TH OCTOBER.

Government Business.

ORDER OF THE DAY:—

1. MENTAL DEFICIENCY BILL—(from Assembly—Hon. H. I. Cohen)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

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Explosives—Report of the Chief Inspector for the year 1928. (No. 16.)

Factories and Shops—Report of Chief Inspector for the year 1928. (No. 20.)

Finance 1928-29—Treasurer's Statement and Report of Auditor-General, &c. (A. No. 2.)

Forests Commission—Report for the year 1927-28. (No. 1.)

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Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)

Inebriate Institutions—Report of Inspector for the year 1928. (No. 21.)

Public Accounts Committee—

Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)

Report on Maffra Beet Sugar Factory, with Appendices. (D. No. 4.)

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PARLIAMENTARY PAPERS ISSUED 24TH OCTOBER, 1929.

Notices of Motion and Orders of the Day. No. 20.

Notices of Motion and Orders of the Day No. 46.

Goods (Trading Stamps) Bill—[40]. Amendment to be proposed in Committee by Mr. Macfarlan.

Police Offences (Race-meetings) Bill - [89]. Amendments made by the Legislative Council.

Closer Settlement Acts Amendment Bill—[99]. Amendments to be proposed in Committee by Mr. Gray.

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 19.

TUESDAY, 22ND OCTOBER, 1929.

1. The President took the Chair and read the Prayer.

2. PAPERS.—The Honorable H. I. Cohen presented, by command of His Excellency the Lieutenant-Governor—

Fisheries and Game—Report of the Chief Inspector of Fisheries and Game on an Investigation into the Feeding Habits, &c., of Seals in Victorian Waters.

Ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Fisheries Acts—Notices of Intention to issue Proclamations to prohibit all Fishing in or the Taking of Fish from the—

Cockatoo and Woori Yallock Creeks, together with their Tributaries.
Jackson's Creek and the Deep Creek or Saltwater River.

River Murray Waters Act 1915—Report of the River Murray Commission for the year 1928-29.

State Savings Bank of Victoria—Statements and Returns for the year 1928-29

Supreme Court Act 1915—Amendment of the Supreme Court Office Fees Regulations 1927.

3. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business No. 1, be postponed until after No. 2.

4. MUNICIPAL ENDOWMENT BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

5. POLICE OFFENCES (RACE-MEETINGS) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly have considered the Message of the Council suggesting, on the consideration of the Bill in Committee, that the Assembly make certain amendments in such Bill, and have made the suggested amendments.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

6. POLICE OFFENCES (RACE-MEETINGS) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill, including the amendments made by the Assembly which were suggested by the Council, with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was, after debate, read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same, including the amendments made by the Assembly which were suggested by the Council, with amendments and desiring their concurrence therein.

7. MUNICIPAL ENDOWMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable E. L. Kiernan reported that the Committee had made progress in the Bill and asked leave to sit again.

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

8. **VOTE OF THANKS TO THE HONORABLE SIR LEO CUSSEN.**—The President announced the receipt of a Message from the Assembly transmitting a Vote of Thanks to the Honorable Sir Leo Finn Bernard Cussen, Knight, agreed to this day by the Assembly, and desiring the concurrence of the Council therein.
Ordered—That the foregoing Message be taken into consideration to-morrow.
9. **POLICE OFFENCES (RACE-MEETINGS) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
10. **ADJOURNMENT.**—The Honorable H. I. Cohen moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at two minutes past eleven o'clock, adjourned until to-morrow.

P. T. POOK
Clerk of the Legislative Council.

No. 20.

WEDNESDAY, 23RD OCTOBER, 1929.

1. The President took the Chair and read the Prayer.
2. **MILK SUPPLY BILL (No. 2).**—On the motion of the Honorable D. L. McNamara, a Bill to make further provision for the Supply of Milk within the City of Melbourne and for other purposes was, by leave, read a first time, ordered to be printed and to be read a second time to-morrow.
3. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until after Orders of the Day, Government Business Nos. 1 to 3 inclusive.
4. **VOTE OF THANKS TO THE HONORABLE SIR LEO CUSSEN.**—The Order of the Day for the consideration of the Message from the Assembly transmitting a Vote of Thanks to the Honorable Sir Leo Finn Bernard Cussen, Knight, agreed to by the Assembly, and desiring the concurrence of the Council therein, having been read—

The Vote of Thanks was read by the Clerk and is as follows :—

The Legislative Assembly of Victoria desire on behalf of the Parliament and of the people of Victoria to convey to the Honorable Sir Leo Finn Bernard Cussen their cordial appreciation of his eminent services in the further consolidation of the statute law in force in Victoria.

For the third time he has carried to a successful conclusion the exacting undertaking of consolidating and simplifying the statute law—an exceptional achievement made possible only by his wide and accurate knowledge of the law, his zealous and unremitting labours, and his high ideal of public service.

Both Houses of the Parliament assure him of their sincere gratitude for this latest example of his generous devotion to the interests of the community.

The Honorable H. I. Cohen moved, That the blank in the foregoing Vote of Thanks be filled up by the insertion of the words “ Legislative Council and the.”

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable H. I. Cohen moved, That this House agree with the Legislative Assembly in the said Vote of Thanks.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered, after debate—That a Message be sent to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Vote of Thanks, and have filled up the blank therein by the insertion of the words “ Legislative Council and the.”

5. **MENTAL DEFICIENCY BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable H. I. Cohen moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris, that the debate be adjourned until Tuesday next.
6. **CULTIVATION ADVANCES BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

7. CAPITAL PUNISHMENT ABOLITION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. L. Kiernan moved, That this Bill be now read a second time.
Debate ensued.
Question—put.
The Council divided.

Ayes, 4.

The Hon. W. J. Beckett,
J. P. Jones,
E. L. Kiernan (*Teller*),
D. L. McNamara (*Teller*).

Noes, 14.

The Hon. A. Bell,
F. W. Brawn,
W. L. R. Clarke (*Teller*),
Colonel Harold Cohen,
H. I. Cohen,
G. M. Davis,
G. L. Goudie,
Dr. J. R. Harris,
M. McGregor,
M. Saltau,
H. H. Smith,
G. J. Tuckett,
W. Tyner,
E. J. White (*Teller*).

And so it passed in the negative.

8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, General Business, No. 2 be postponed until to-morrow.
9. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable D. L. McNamara, the following Order of the Day was read and discharged :—
Milk Supply Bill—Second reading.
Ordered—That the said Bill be withdrawn.

And then the Council, at forty-seven minutes past nine o'clock, adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 21.

THURSDAY, 24TH OCTOBER, 1929.

1. The President took the Chair and read the Prayer.
2. ADJOURNMENT.—The Honorable H. I. Cohen moved, That the House do now adjourn.
Debate ensued.
Motion, by leave, withdrawn.
The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Wednesday next.
Question—put and resolved in the affirmative.

And then the Council, at five minutes past five o'clock, adjourned until Wednesday next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 21.

WEDNESDAY, 30TH OCTOBER, 1929.

Question.

1. The Hon. J. H. DISNEY: To ask the Honorable the Minister of Public Instruction—
 - (a) How many houses have reverted to the State Savings Bank Commissioners owing to the inability of the purchasers thereof to meet the periodical payments due to the Bank during the year 1928-29.
 - (b) What is the total of the arrears outstanding in respect of re-payments due during the same year.

General Business.

ORDERS OF THE DAY:—

1. ALDERMEN ABOLITION BILL—(Hon. E. L. Kiernan)—Second reading.
2. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(Hon. D. L. McNamara)—Second reading.
3. MILK SUPPLY BILL (No. 2)—(Hon. D. L. McNamara)—Second reading.

Government Business.

ORDERS OF THE DAY:—

1. MUNICIPAL ENDOWMENT BILL—(from Assembly—Hon. A. E. Chandler)—To be further considered in Committee.
2. LOCAL GOVERNMENT (AMENDMENT) BILL—(Hon. A. E. Chandler)—To be further considered in Committee.
3. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(Hon. A. E. Chandler)—Second reading.
4. PUBLIC ENTERTAINMENTS BILL—(Hon. H. I. Cohen)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).
5. PHARMACEUTICAL CHEMISTS BILL—(Hon. H. I. Cohen)—Second reading.
6. MENTAL DEFICIENCY BILL—(from Assembly—Hon. H. I. Cohen)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

STANDING ORDERS.—(Appointed 16th July, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 16th July, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

- LIBRARY (JOINT)**—(Appointed 16th July, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.
- PRINTING**—(Appointed 16th July 1929.)—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.
- STATUTE LAW REVISION (JOINT)**—(Appointed 16th July, 1929.)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PRINTED PAPERS.

The following printed Papers can now be obtained by Honorable Members from the Clerk of the Legislative Council (Telephone F.3605), and by others on the circulation list from the Government Printer. They can also be purchased by the public from the Government Printer:—

- Charities Board of Victoria—Report for the year 1928–29. (No. 13.)
- Closer Settlement Board—
 Report for the year 1927–28. (No. 6.)
 Report of the Auditor-General (Supplementary) upon the Accounts of the Closer Settlement Board for the year 1927–28. (A.No. 1.)
- Consolidation of the Laws—
 Report of Joint Statute Law Revision Committee. (D. No. 1.)
 Second Report of Joint Statute Law Revision Committee. (D. No. 2.)
- Constitution Statute—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., Cap. 55, and Act No. 3118 during the year 1928–29. (No. 15.)
- Country Roads Board—Report for the year 1927–28. (No. 10.)
- Education—
 Report of the Council of Public Education for the year 1928–29. (No. 14.)
 Report of the Minister of Public Instruction for year 1927–28. (No. 2.)
- Eildon Weir—Report of the Eildon Weir Inquiry Board, 1929. (No. 11.)
- Estimates—Supplementary Estimates, 1928–29. (B. No. 6.)
- Explosives—Report of the Chief Inspector for the year 1928. (No. 16.)
- Factories and Shops—Report of Chief Inspector for the year 1928. (No. 20.)
- Finance 1928–29—Treasurer's Statement and Report of Auditor-General, &c. (A. No. 2.)
- Forests Commission—Report for the year 1927–28. (No. 1.)
- Friendly Societies—
 Report of the Government Statist for the year 1927–28. (No. 8.)
 Report of the Registrar for the year 1928. (No. 22.)
- Gold and Mineral Statistics for the year 1928. (No. 4.)
- Hospital-Medical School Problems of the State of Victoria—Report by Professor R. J. A. Berry, M.D.—Part II.—The Methods and Objectives of Medical Education. (No. 5.)
- Inebriate Institutions—Report of Inspector for the year 1922. (No. 21.)
- Public Accounts Committee—
 Report on the State Coal Mine—Subsidies Granted by the Railway Department; with an Appendix. (D. No. 1.)
 Report on Maffra Beet Sugar Factory, with Appendices. (D. No. 4.)
- Public Library Museums and National Gallery of Victoria—Report of the Trustees for the year 1928, with a Statement of Income and Expenditure for the year 1927–28. (No. 7.)
- Public Service Commissioner—Report for the year 1928. (No. 12.)
- Railways—
 Report of the Victorian Railways Commissioners for the year 1928–29. (No. 18.)
 Reports of the Parliamentary Standing Committee on Railways—
 Darriman, Seaspray, and Stradbroke—Railway Connexion with. (Report No. 1.)
 Dispute relating to Railway Facilities on Harbor Trust Territory. (Report No. 5.)
 Frankston to Mornington Railway—Electrification of. (C.No. 2.)
 Laanecoorie District Connecting Railway. (Report No. 4.)
 Port Albert Railway Extension. (Report No. 2.)
 Melbourne Passenger and Goods Yard—Re-arrangement and Extension of (C. No. 1.)
 Meringur Railway Extension (Millewa District). (Report No. 6.)
 Thirty-ninth General Report. (No. 3.)
 Tottenham Gravitation Goods Sorting and Marshalling Yards—Completion of. (C. No. 3.)
 Welshpool to Port Welshpool Railway. (Report No. 3.)
- State Superannuation Board—Report for the year 1928–29. (No. 17.)
- Victorian Coal Miners' Accidents Relief Board—Report for the year 1928. (No. 9.)

PARLIAMENTARY PAPERS ISSUED 25TH OCTOBER, 1929.

Notices of Motion and Orders of the Day. No. 21.
 Milk Supply Bill—[121].

Notices of Motion and Orders of the Day No. 47.
 State Accident Insurance Report and Balance-sheet for year ended 30th June, 1929. No. 24.

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 22.

WEDNESDAY, 30TH OCTOBER, 1929.

1. The President took the Chair and read the Prayer.
2. CONSOLIDATED REVENUE BILL (No. 5).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Two million one hundred and ten thousand four hundred and ninety pounds to the service of the year One thousand nine hundred and twenty-nine and One thousand nine hundred and thirty*" and desiring the concurrence of the Council therein.
On the motion of the Honorable H. I. Cohen, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Public Service Acts—
Copy of Papers in connexion with the promotion of—
Rex Raymond Neal, from the Third Class to the Second Class, Department of Lands and Survey.
John Patrick Gloster, from the Fifth Class to the Fourth Class, Department of Law.
Regulations—Classification of General Division, Chapter VI.—Department of Treasurer.
State Rivers and Water Supply Commission—Twenty-fourth Annual Report, 1928–29.
State Savings Bank Acts—General Order No. 35—Additional Rules of the Provident Fund.
4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until after the Order of the Day for the second reading of the *Consolidated Revenue Bill (No. 5)*.
5. CONSOLIDATED REVENUE BILL (No. 5).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
6. ADJOURNMENT.—The Honorable H. I. Cohen moved, by leave, That the Council, at its rising, adjourn until Wednesday next.
Question—put and resolved in the affirmative.

And then the Council, at twenty-four minutes past nine o'clock, adjourned until Wednesday next.

P. T. POOK
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No 22.

WEDNESDAY, 6TH NOVEMBER, 1929.

General Business.

ORDERS OF THE DAY:—

1. ALDERMEN ABOLITION BILL—(*Hon. E. L. Kiernan*)—Second reading.
2. MUNICIPAL ELECTIONS (PROPORTIONAL VOTING) BILL—(*Hon. D. L. McNamara*)—Second reading.
3. MILK SUPPLY BILL (No. 2)—(*Hon. D. L. McNamara*)—Second reading.

Government Business.

ORDERS OF THE DAY:—

1. MUNICIPAL ENDOWMENT BILL—(*from Assembly—Hon. A. E. Chandler*)—To be further considered in Committee.
2. LOCAL GOVERNMENT (AMENDMENT) BILL—(*Hon. A. E. Chandler*)—To be further considered in Committee.
3. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(*Hon. A. E. Chandler*)—Second reading.
4. PUBLIC ENTERTAINMENTS BILL—(*Hon. H. I. Cohen*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris)*.
5. PHARMACEUTICAL CHEMISTS BILL—(*Hon. H. I. Cohen*)—Second reading.
6. MENTAL DEFICIENCY BILL—(*from Assembly—Hon. H. I. Cohen*)—Second reading—*Resumption of debate (Hon. Dr. J. R. Harris)*.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. Acting-President's warrant, 3rd July, 1929).—The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell (appointed 6th July, 1927), and M. McGregor (appointed 27th November, 1928).

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PRINTING.—(Appointed 16th July 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

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1ST SESSION 1929.

QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO.

Subject-matter, and Name of Member.	No. of Notice-Paper. (Question.)	Page in Hansard. (Reply.)
BALLARAT Western Lead System—Sending machines and boring plant to test depth and trend in a westerly direction from Ballarat (<i>Hon. A. Bell</i>)	2	317
CANNED Fruit (<i>Hon. H. H. Smith</i>)— Difficulty in disposing of output of Ardmona, Kyabram and Shepparton canneries Quantity received at each cannery, quantity exported, and quantity left over <i>And see</i> “Primary Products, Canned and Dried Fruits, &c.”	13	1866
Co-operative Freezing Companies— Bank appointed to advance the overdraft guaranteed by the Government, and rate of interest agreed upon (<i>Hon. J. H. Disney</i>)	2	317
Buying lambs at Newmarket with the £60,000 guaranteed by the Government (<i>Hon. W. L. R. Clarke</i>)	7	987
Government authority for such buying (<i>Hon. W. L. R. Clarke</i>)	8	1085-6
Crafter, Mr., of Murrabit—Papers <i>re</i> his eviction, or proposed eviction, from his property (<i>Hon. W. J. McCann</i>)	7	987
Criminal trials in which jury disagreements were recorded—Number in non-capital cases and number followed by acquittals on re-trial (<i>Hon. R. G. Menzies</i>)	7	987
DREDGE. <i>See</i> “Melbourne Harbor Trust.”		
EILDON Weir (<i>Hon. W. L. R. Clarke</i>)— Cutting down of the spillway Provision for escape of air from tunnel Result of tests of the clay since subsidence Rock filling—Cost per yard by day labour and by contract Unwatering and examination of the inspection shaft Eviction of overseas settler. <i>See</i> “Crafter, Mr., of Murrabit, &c.”	6	917-18
.. .. .	8	1085
FINANCIAL Guarantees to Industries without Parliamentary authority— Legislation to give effect to policy of Government (<i>Hon. R. G. Menzies</i>)	17	2324
Free Labour. <i>See</i> “Timber Workers’ Strike.”		
Freezing Works. <i>See</i> “Co-operative Freezing Companies.”		
Frozen and Chilled Meat—Letter written by Chief Health Officer to Minister of Public Health <i>re</i> branding thereof (<i>Hon. W. J. Beckett</i>)	3	393
Fruit Canneries. <i>See</i> “Canned Fruit,” and “Primary Products, &c.”		
GUARANTEES by the Government. <i>See</i> “Financial Guarantees to Industries” and “Melbourne Harbour Trust.”		
HAWKERS—Legislation requiring all persons hawking any articles (except farm produce) to be licensed and wear badges (<i>Hon. H. F. Richardson</i>)	2	317
Hawthorn Bridge—Basis of estimate of £270,000 as cost of construction by Melbourne and Metropolitan Board of Works (<i>Hon. E. L. Kiernan</i>)	8	1085
JETTY. <i>See</i> “Tankerton Jetty.” Jury disagreements. <i>See</i> “Criminal trials, &c.”		
KANGAROO Lake and Kerang North-west Lakes. <i>See</i> “Mystic Park Irrigation Area.”		
LAVERTON—Area owned by Government, purpose for which land is used, and revenue derived therefrom (<i>Hon. J. H. Disney</i>)	6	918
MALLEE. <i>See</i> “Water Channels, &c.”		
Meat. <i>See</i> “Frozen and Chilled Meat.”		
Melbourne Harbor Trust—Construction of dredge (<i>Hon. H. H. Smith</i>)— Amount of each tender and amount of difference guaranteed by the Government on account of placing the tender with Thompson’s Castlemaine foundry—Papers <i>in re</i> Delay in placing papers asked for on the Library table	1	177
	6	918

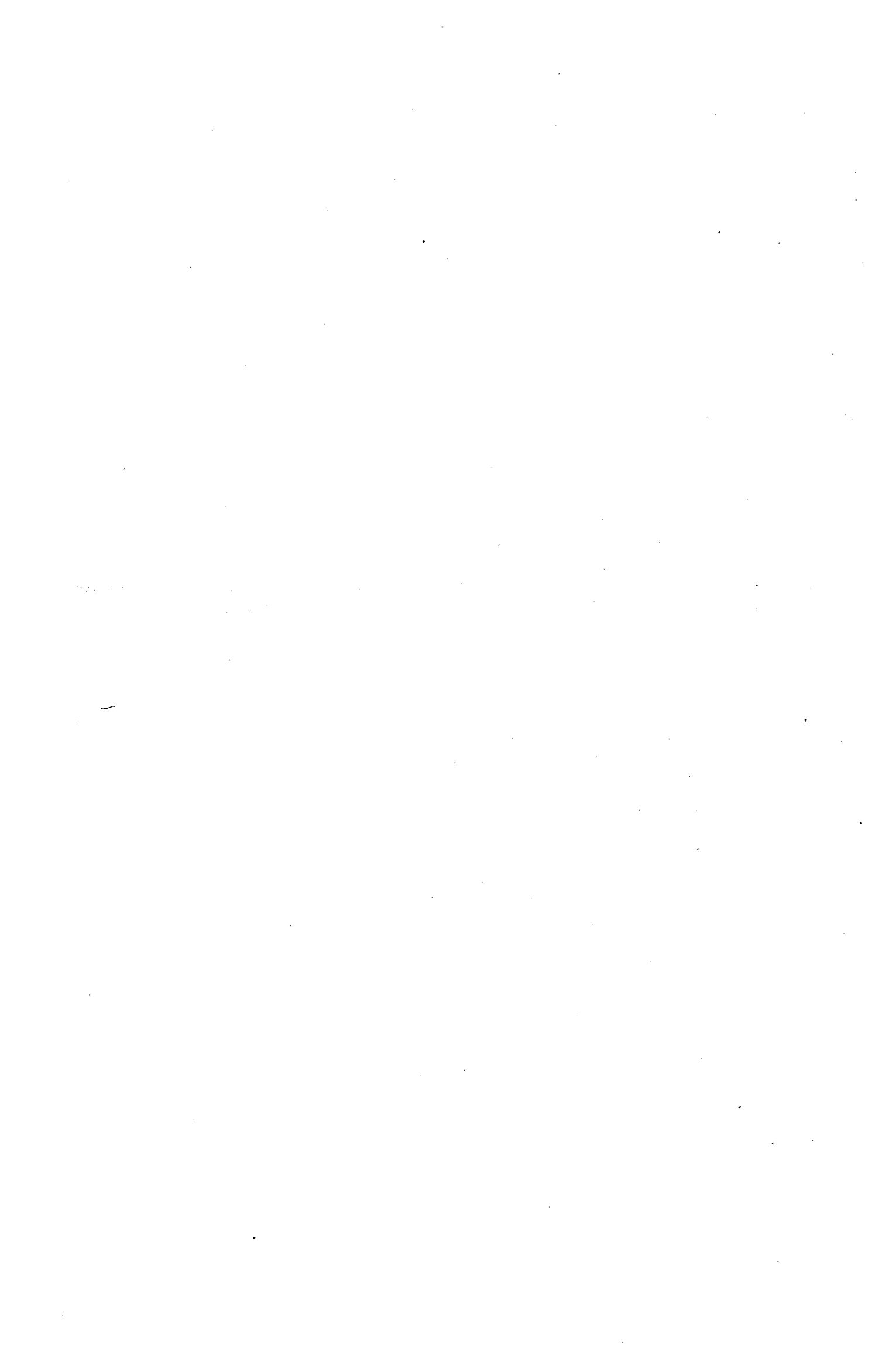
QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO—*continued.*

Subject-matter, and Name of Member.	No. of Notice-Paper. (Question.)	Page in Hansard. (Reply.)
Members of Parliament—Referendum on the question of reducing the number (<i>Hon. H. F. Richardson</i>)	7	987-8
Mordialloc Sludge Farm. See "Sludge Farm at Mordialloc."		
Mystic Park Irrigation Area (<i>Hon. W. J. McCann</i>)— Additional area to be irrigated by raising the level of Kangaroo Lake from 240 to 241 feet Cost of water allotment if supplied by a pumping plant instead of by raising level of lake Cost of works necessary to prevent erosion of banks of Kerang North-west Lakes	16	2216-17
OVERDRAFT to the Freezing Works. See "Co-operative Freezing Companies."		
PAPERS to be placed on the Library Table. See "Crafter, Mr., of Murrabit," "Frozen and Chilled Meat," "Melbourne Harbor Trust," and "Sludge Farm at Mordialloc."		
Police. See "Timber Workers' Strike." Primary Products—Canned and Dried Fruits, &c. (<i>Hon. H. H. Smith</i>)— Bounties given by the Government and Imperial preference duties allowed Wages paid, and cost of Marketing Control Boards in Great Britain and Australia	15	2125
REFERENDUM. See "Members of Parliament."		
SLUDGE Farm at Mordialloc and disposal of effluent therefrom—Report of Melbourne and Metropolitan Board of Works in connexion with proposed (<i>Hon. W. Tyner</i>)	1	176
South Africa— Appointment of a Trade Commissioner for Australia (<i>Hon. W. H. Edgar</i>) Export thereto of Victorian wheat to make up anticipated shortage (<i>Hon.</i> <i>R. Kilpatrick</i>)	11	1495
State Rivers and Water Supply Commission. See "Eildon Weir," "Mystic Park Irrigation Area," and "Water Channels in the new Mallee."	14	2057
State Savings Bank Houses—Number which have reverted to the Commis- sioners, and total arrears outstanding in respect of repayments during 1928-29 (<i>Hon. J. H. Disney</i>)	21	2616
Swine Compensation Act—Reduction of stamp duty under the Act from two- pence to one penny in the pound on the sale price (<i>Hon. H. F. Richardson</i>)	16	2125, 2216
TANKERTON Jetty, Extension of—Provision made on estimates—Calling of tenders—Reason for not letting contract (<i>Hon. W. Tyner</i>)	2	317
Timber Workers' Strike—Cost of providing police protection to free labour and number of constables transferred to Melbourne from country districts to assist (<i>Hon. H. F. Richardson</i>)	11	1495
Trials by jury. See "Criminal Trials."		
WATER Channels in the new Mallee (<i>Hon. H. H. Smith</i>)— Cost of cleaning out and cost of construction compared with cost of laying pipes Flooding of about 5 acres of settlers' land adjacent to channels during periods of drought	11	1495
Western Lead. See "Ballarat Western Lead System."		
Wheat. See South Africa."		

BILLS ASSENTED TO AFTER THE FINAL ADJOURNMENT OF BOTH HOUSES OF
PARLIAMENT AND BEFORE THE PROROGATION.

The following Bills were assented to by His Excellency the Governor on the 31st October,
1929 :—

- Consolidated Revenue (No. 5)
- Cultivation Advances
- Police Offences (Race-Meetings)





VICTORIA
GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 119]

FRIDAY, NOVEMBER 1.

[1929

PROROGUING THE PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency Lieutenant-Colonel the Right-Honorable Arthur Herbert Tennyson, Baron Somers, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, Military Cross; Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS The Parliament of Victoria stands adjourned until Wednesday, the sixth day of November, 1929: Now I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Friday, the eighth day of November, 1929.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this first day of November, in the year of our Lord One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

(L.S.)

SOMERS.

By His Excellency's Command,

W. M. McPHERSON.

GOD SAVE THE KING!





VICTORIA
GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 120]

FRIDAY, NOVEMBER 1.

[1929

DISCHARGING MEMBERS OF THE LEGISLATIVE COUNCIL FROM ATTENDANCE AND
DISSOLVING THE LEGISLATIVE ASSEMBLY.

PROCLAMATION

By His Excellency Lieutenant-Colonel the Right Honorable Arthur Herbert Tennyson, Baron Somers, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, Military Cross; Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by *The Constitution Act* it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he might think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient: And whereas the said Council and Assembly, called "The Parliament of Victoria," stand prorogued until Friday, the eighth day of November, 1929: And whereas it is expedient to dissolve the Legislative Assembly: Now therefore I, the Governor of the State of Victoria, in the Commonwealth of Australia, in exercise of the power in me vested in this behalf, do by this my Proclamation discharge the Honorable the Members of the Legislative Council from their meeting and attendance on Friday, the eighth day of November, 1929: And I do dissolve the Legislative Assembly, such dissolution to take effect on Friday, the first day of November, 1929: And I do hereby declare that I have this day given Order that Writs be issued in due form, and according to law, for the election of Members to be duly returned to serve in the Legislative Assembly.

Given under my Hand and the Seal of the State of Victoria, at Melbourne, this first day of November, in the year of our Lord One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

(L.S.)

SOMERS.

By His Excellency's Command,

W. M. McPHERSON.

GOD SAVE THE KING!

GENERAL ELECTION.

NOTICE is hereby given that His Excellency the Governor will issue Writs for a General Election of Members to serve in the Legislative Assembly of Victoria on the day first hereinafter mentioned, viz.:-

Date of issue of Writs	...	...	...	...	Monday, 4th November.
Day of Nomination (before or on which nominations are to be made)	...	...	...	...	Tuesday, 12th November.
Day of Polling	...	...	...	...	Saturday, 30th November.
Return of Writs	...	...	...	...	Wednesday, 11th December.

By His Excellency's Command,

F. W. MABBOTT.
Official Secretary.

SELECT COMMITTEES.

APPOINTED DURING THE 1ST SESSION 1929.

No. 1.—ELECTIONS AND QUALIFICATIONS.

Appointed (by Acting-President's Warrant) 3rd July, 1929.

The Hon. A. Bell H. I. Cohen G. L. Goudie Dr. J. R. Harris	The Hon. J. P. Jones D. L. McNamara H. F. Richardson
---	--

No. 2.—STANDING ORDERS.

Appointed 16th July, 1929.

The Hon. the President F. W. Brawn H. I. Cohen W. H. Edgar Dr. J. R. Harris	The Hon. J. P. Jones M. McGregor D. L. McNamara H. F. Richardson E. J. White
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No. 3.—HOUSE (JOINT).

Appointed 16th July, 1929.

(See Act No. 3176 s. 2.)

The Hon. the President (<i>ex officio</i>) W. Angliss A. Bell	The Hon. A. E. Chandler D. L. McNamara A. M. Zwar
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No. 4.—LIBRARY (JOINT).

Appointed 16th July, 1929.

The Hon. the President W. J. Beckett W. L. R. Clarke	The Hon. M. Saltau W. Tyner
--	--------------------------------

No. 5.—PRINTING.

Appointed 16th July, 1929.

The Hon. the President E. G. Bath H. A. Currie H. Hitchcock H. Keck	The Hon. E. L. Kiernan Lieut.-Col. G. V. Lansell W. J. McCann H. H. Smith G. J. Tuckett
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No. 6.—STATUTE LAW REVISION (JOINT).

Appointed 16th July, 1929.

The Hon. H. I. Cohen W. H. Edgar G. L. Goudie	The Hon. J. P. Jones M. McGregor H. F. Richardson
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PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).

APPOINTED UNDER THE RAILWAYS STANDING COMMITTEE ACT 1915, No. 2717.

The Hon. A. Bell
(Appointed 6th July, 1927.)

The Hon. M. McGregor
(Appointed 27th November, 1928, *vice* Hon. A. E. Chandler.)



VICTORIA
 LEGISLATIVE COUNCIL.

SESSION 1929.

WEEKLY REPORT OF DIVISIONS
 IN
 COMMITTEE OF THE WHOLE COUNCIL.

No. 1.

Extracted from the Minutes.

TUESDAY, 10TH SEPTEMBER, 1929.

No. 1.—LOCAL GOVERNMENT (AMENDMENT) BILL.—Clause 5—

5. In section one hundred and thirteen of the Principal Act for the word "Thursday" there shall be substituted the word "Saturday."

—(*Hon. A. E. Chandler.*)

Question—That clause 5 stand part of the Bill—put.

Committee divided.

Ayes, 8.

The Hon. W. J. Beckett (*Teller*),
 A. E. Chandler,
 H. I. Cohen,
 H. A. Currie,
 J. H. Disney,
 J. P. Jones,
 E. L. Kiernan (*Teller*),
 R. Williams.

Noes, 16.

The Hon. E. G. Bath,
 W. L. R. Clarke (*Teller*),
 Colonel Harold Cohen,
 G. M. Davis,
 Dr. J. R. Harris,
 H. Hitchcock,
 H. Keck (*Teller*),
 Lieut.-Col. G. V. Lansell,
 M. McGregor,
 R. G. Menzies,
 H. F. Richardson,
 H. H. Smith,
 G. J. Tuckett,
 W. Tyner,
 E. J. White,
 A. M. Zwar.

And so it passed in the negative.

VICTORIA

LEGISLATIVE COUNCIL.

SESSION 1929.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 2.

Extracted from the Minutes.

TUESDAY, 1ST OCTOBER, 1929.

No. 1.—LOCAL GOVERNMENT (AMENDMENT) BILL.—Clause 30—

30. For section four hundred and fifty-seven of the Principal Act there shall be substituted the following section :—

“457. The council of every municipality (including the city of Melbourne and the city of Geelong) shall be deemed to be a local authority within the meaning of the *Public Contracts Act 1917*.”

—(Hon. A. E. Chandler.)

Question—That clause 30 stand part of the Bill—put.
Committee divided.

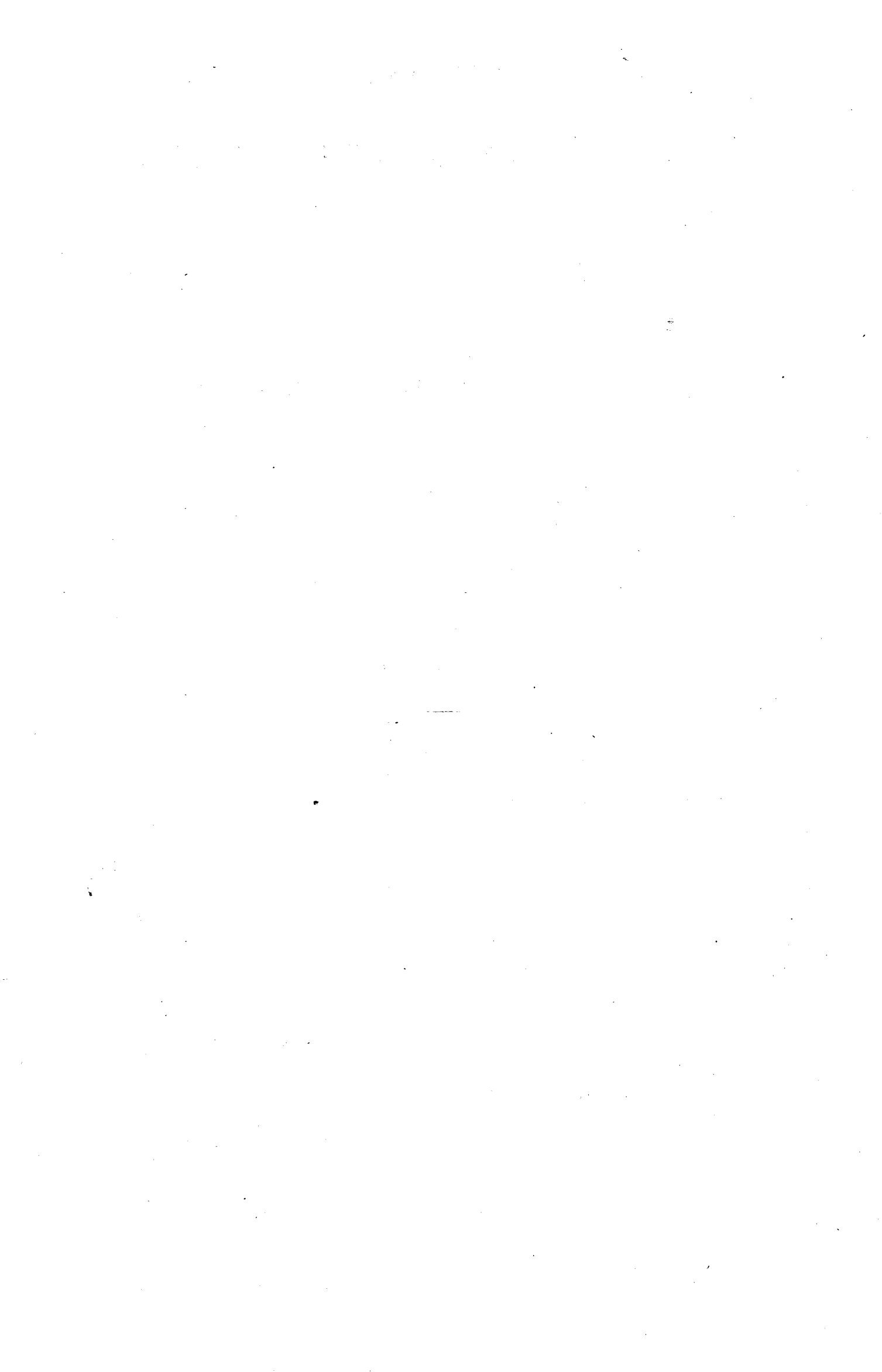
Ayes, 6.

The Hon. W. J. Beckett (*Teller*),
F. W. Brawn,
A. E. Chandler,
H. A. Currie,
J. H. Disney (*Teller*),
D. L. McNamara.

Noes, 17.

The Hon. A. Bell,
W. L. R. Clarke,
Colonel Harold Cohen,
G. M. Davis,
Dr. J. R. Harris,
H. Keck,
E. L. Kiernan,
R. Kilpatrick (*Teller*),
Lieut.-Col. G. V. Lansell,
M. McGregor,
R. G. Menzies,
M. Saltau,
H. H. Smith,
G. J. Tuckett (*Teller*),
W. Tyner,
E. J. White,
A. M. Zwar.

And so it passed in the negative.



VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1929.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 3.

Extracted from the Minutes.

WEDNESDAY, 9TH OCTOBER, 1929.

No. 1.—LICENSING BILL.—Clause 2—

2. (1) In section one hundred and seventy-eight of the Principal Act as amended by any Act after the word "Sunday" (wherever occurring) there shall be inserted the words "or on Christmas Day or on Good Friday".

* * * * * —(Hon. W. Tyner.)

Amendment proposed—That the words "or on Christmas Day" in sub-clause (1) be omitted.

—(Hon. R. Kilpatrick.)

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

Committee divided.

Ayes, 13.

- The Hon. W. Angliss,
- E. G. Bath (*Teller*),
- A. Bell,
- F. W. Brawn,
- A. E. Chandler,
- Sir Frank Clarke,
- G. M. Davis,
- H. Hitchcock,
- W. J. McCann,
- R. G. Menzies,
- H. F. Richardson,
- M. Saltau (*Teller*),
- W. Tyner.

Noes, 17.

- The Hon. W. J. Beckett,
- W. L. R. Clarke,
- Colonel Harold Cohen,
- H. A. Currie,
- J. H. Disney (*Teller*),
- G. L. Goudie,
- Dr. J. R. Harris,
- J. P. Jones,
- E. L. Kiernan,
- R. Kilpatrick,
- M. McGregor (*Teller*),
- D. L. McNamara,
- H. H. Smith,
- G. J. Tuckett,
- E. J. White,
- R. Williams,
- A. M. Zwar.

And so it passed in the negative.



VICTORIA

LEGISLATIVE COUNCIL.

SESSION 1929.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 4.

Extracted from the Minutes.

WEDNESDAY, 16TH OCTOBER, 1929.

No. 1.—POLICE OFFENCES (RACE-MEETINGS) BILL.—Clause 6—

6. (1) Section one hundred and fifty-one of the Principal Act is hereby amended as follows:—

(j) At the end of the section there shall be inserted the following new sub-sections:—

“ (16) Not more than a total number—

of four hundred race-meetings for horse races ; or

of fifty race-meetings for pony races ; or

of fifty race-meetings for trotting races—

shall be held in any year on all race-courses in the area comprising all parts of Victoria which are not within thirty miles of the General Post Office Melbourne :

Provided that in calculating the number of such race-meetings, picnic race-meetings and mixed sports gatherings shall not be taken into account.

(17) Where a race at any race-meeting is divided into heats or divisions a deciding race between the winners of the heats or divisions shall not be held.

(18) The dates upon which any race-meetings on any race-course in Victoria may be held shall be such dates as—

(a) in the case of race-meetings for horses or for ponies—are fixed by and under the rules for the time being in force of The Victoria Racing Club ; or

(b) in the case of trotting race-meetings—are fixed by and under the rules for the time being in force of the body known as the Victorian Trotting and Racing Association.”

—(Hon. A. E. Chandler.)

Amendment proposed—That the following proviso be added at the end of paragraph 18—

“ Provided that no race-meeting for horse races or for pony races or for trotting races shall be held on any race-course within thirty miles of the General Post Office Melbourne on the day known as Eight Hours Day.”

—(Hon. J. P. Jones.)

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

Committee divided.

Ayes, 6.

The Hon. W. J. Beckett,
J. H. Disney,
J. P. Jones,
E. L. Kiernan (*Teller*),
D. L. McNamara (*Teller*),
R. Williams.

Noes, 19.

The Hon. F. W. Brawn,
A. E. Chandler,
W. L. R. Clarke (*Teller*),
Colonel Harold Cohen,
H. A. Currie,
G. M. Davis,
G. L. Goudie,
Dr. J. R. Harris,
H. Keck,
Lieut.-Col. G. V. Lansell,
W. J. McCann,
M. McGregor,
R. G. Menzies,
H. F. Richardson,
M. Saltau,
H. H. Smith,
G. J. Tuckett (*Teller*),
W. Tyner,
A. M. Zwar.

And so it passed in the negative.

No. 2.—POLICE OFFENCES (RACE-MEETINGS) BILL.—First Schedule—

FIRST SCHEDULE.

Race-course.	Number of Race-meetings to be allowed by a Licence in any one Year.
Flemington	15
Caulfield	14
Moonee Valley	11
Williamstown	8
Mentone	7
Epsom	7
Werribee (Wyndham)	4
Cranbourne	2
Sunbury (Rupertswood)	2
Ascot (for pony races and horse races) ...	15
Ascot (for trotting races) ...	20
Findon Harriers' Hunt Club, Melbourne Hunt Club, Oaklands Hunt Club, and Yarra Glen and Lilydale Hunt Club (for horse races in each case) ...	4 race-meetings in all to be allotted between these clubs.

(—Hon. A. E. Chandler.)

Amendment proposed—That the figures "14," opposite the word "Caulfield," be omitted with the view of inserting in place thereof the figures "15."

(—Hon. R. Williams.)

Question—That the figures proposed to be omitted stand part of the Schedule—put.

Committee divided.

Ayes, 20.

The Hon. W. J. Beckett,
F. W. Brawn,
A. E. Chandler,
Sir Frank Clarke,
W. L. R. Clarke,
Colonel Harold Cohen,
H. A. Currie,
G. M. Davis,
G. L. Goudie,
Dr. J. R. Harris,
H. Keck,
Lieut.-Col. G. V. Lansell (*Teller*),
W. J. McCann,
M. McGregor,
H. F. Richardson,
M. Saltau,
H. H. Smith (*Teller*),
G. J. Tuckett,
W. Tyner,
A. M. Zwar.

Noes, 5.

The Hon. J. H. Disney (*Teller*),
J. P. Jones,
E. L. Kiernan,
D. L. McNamara,
R. Williams (*Teller*).

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1929.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 5.

Extracted from the Minutes.

TUESDAY, 22ND OCTOBER, 1929.

No. 1.—MUNICIPAL ENDOWMENT BILL.—Clause 3—

3. (1) There shall be payable out of the consolidated revenue (which is hereby to the necessary extent appropriated accordingly) for the endowment of municipalities in every financial year the total sum of Fifty thousand pounds less any moneys directed by or under any Act to be paid out of the said endowment in priority.

(2) No city or town shall receive any portion of such endowment.

(3) No borough (other than a city or a town) shall receive in any financial year by way of endowment a sum exceeding Fifty pounds.

(4) Any municipality in receipt of any portion of such endowment shall be subject to the provisions of the *Public Contracts Act* 1917 as if it were a local authority within the meaning thereof.

—(Hon. A. E. Chandler.)

Motion made and question put—That it be a suggestion to the Legislative Assembly that they make the following amendment in the Bill, viz. :—

Clause 3, sub-clause (4), omit this sub-clause.

—(Hon. Dr. J. R. Harris.)

Committee divided.

Ayes, 20.

- The Hon. A. Bell,
- Sir Frank Clarke,
- W. L. R. Clarke,
- Colonel Harold Cohen,
- G. M. Davis,
- G. L. Goudie,
- Dr. J. R. Harris,
- H. Hitchcock,
- H. Keck (*Teller*),
- E. L. Kiernan (*Teller*),
- R. Kilpatrick,
- Lieut.-Col. G. V. Lansell,
- M. McGregor,
- R. G. Menzies,
- M. Saltau,
- H. H. Smith,
- G. J. Tuckett,
- W. Tyner,
- E. J. White,
- R. Williams.

Noes, 6.

- The Hon. W. J. Beckett (*Teller*),
- F. W. Brawn (*Teller*),
- A. E. Chandler,
- H. I. Cohen,
- H. A. Currie,
- J. H. Disney.

And so it was resolved in the affirmative.



1929.

VICTORIA.

R E P O R T

FROM THE

JOINT STATUTE LAW REVISION COMMITTEE

OF THE

LEGISLATIVE COUNCIL AND THE LEGISLATIVE ASSEMBLY

ON THE

CONSOLIDATION OF THE LAWS;

TOGETHER WITH THE

MINUTES OF EVIDENCE.

Ordered by the Legislative Council to be printed, 21st August, 1929.

By Authority:

H. J. GREEN, GOVERNMENT PRINTER, MELBOURNE.

D.—No. 1.—[1s. 3d.]—6655.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 16TH JULY, 1929.

9. STATUTE LAW REVISION COMMITTEE.—The Honorable H. I. Cohen moved, pursuant to *amended* notice, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson, with power to send for persons, papers, and records ; five to be the quorum.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 16TH JULY, 1929.

9. STATUTE LAW REVISION COMMITTEE.—Motion made and question—That in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws adopted by this House on the 16th June, 1915, a Committee be appointed, consisting of six Members, to join with a Committee of the Legislative Council to deal with anomalies in the Law and make recommendations as to statutory amendments ; such Committee to consist of Mr. Blackburn, Mr. Linton, Mr. Macfarlan, Mr. Prendergast, Mr. Slater, and Mr. Wettenhall, with power to send for persons, papers, and records, and to sit on days on which the House does not meet ; five to be the quorum (*Sir William McPherson*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

APPROXIMATE COST OF REPORT.

Preparation—Not given
Printing (350 copies)

£ s. d.

— £23 0 0

REPORT.

THE SELECT COMMITTEE appointed to join with a Committee of the Legislative Assembly to deal with anomalies in the Law and make recommendations as to statutory amendments have the honour to report to your Honorable House as follows:—

1. In December last your Committee recommended—

- (a) That the Bills (including the Acts Enumeration and Revision Bill), as then prepared and laid before your Committee by the Honorable Sir Leo Cussen, be introduced into Parliament before the end of the then present Session;
- (b) That their coming into operation should be postponed until a day to be proclaimed by the Governor in Council, and that the proclamation should not be made to take effect until after the beginning of the next Session of Parliament, in order that during the Parliamentary recess your Committee might consider the incorporation in the Consolidation of the other Acts passed during the then current Session, and what amendments (if any) should be made in the Bills as passed; and
- (c) That a Statute Law Revision Bill embodying any necessary alterations and amendments should be prepared and should be submitted to Parliament as soon as possible after the opening of the next Session and before the proclamation of the Acts was made; and that this Bill be accompanied by an Explanatory Paper stating generally any changes in the law made by the Consolidation as passed, and also the purport of any amendments included in the Statute Law Revision Bill.

2. The Consolidating Bills have been passed; but the day of their coming into operation has not yet been proclaimed.

3. Your Committee have considered the proposed Statute Law Revision Bill prepared by the Honorable Sir Leo Cussen, and have discussed with him the provisions included therein.

4. The Bill contains four Schedules, namely:—

Schedule A—which sets out the amendments of the Consolidating Acts which are necessary in order to incorporate therein the legislation of last Session, and also to make certain corrections found to be necessary in consequence of further revision.

Schedule B—which deals with the law relating to companies, and will replace the *Companies Act 1928* in the consolidation.

Schedule C—which provides for amendments of certain Acts consequential on the substitution of Schedule B for the *Companies Act 1928*.

Schedule D—which makes provision for references to certain Acts of the year 1928 having similar titles.

5. Provision is made in the Bill that after it is passed copies of Acts may be issued with any alterations, additions, omissions, insertions, and substitutions provided for by the Statute Law Revision Act.

6. Your Committee have carefully considered the advisability of substituting Schedule B of the Statute Law Revision Bill for the *Companies Act 1928* as it appears in the consolidation. The law in Victoria as to companies is largely based on the English law. In England important amendments were made by the *Companies Act 1928* (18 & 19 Geo. V. c. 45), and these have been incorporated in a consolidating Act, viz., the *English Companies Act 1929* (19 & 20 Geo. V. c. 23).

Your Committee are of opinion that it is highly desirable to adopt these amendments, with adaptations to meet Victorian conditions; and they are included in Schedule B to the Statute Law Revision Bill for submission to Parliament. If that Schedule be passed by Parliament the law in Victoria will be substantially in accord with the latest English legislation.

To facilitate reference to the English Acts and text books it became necessary to redraft the *Companies Act 1928* in Schedule B so that the numbers of the sections will correspond with those in the English Act.

7. Your Committee desire to express their appreciation of the distinguished service which the Honorable Sir Leo Cussen has again rendered to the State in the preparation of the Statute Law Revision Bill to supplement his work in the consolidation of the Statute Law.

8. Your Committee have the honour to recommend—

That the Statute Law Revision Bill now prepared and laid before your Committee by the Honorable Sir Leo Cussen be passed into law, so that, as soon as practicable, the Consolidating Acts may be brought into operation and be issued with the amendments now proposed.

MINUTES OF EVIDENCE.

MINUTES OF EVIDENCE.

THURSDAY, 21ST MARCH, 1929.

Members Present:

Mr. MACFARLAN, in the Chair;

Council:

The Hon. H. I. Cohen, K.C.
The Hon. W. H. Edgar,
The Hon. J. P. Jones,
The Hon. M. McGregor.

Assembly:

Mr. Slater,
Mr. Wettenhall.

The Chairman.—Sir Leo Cussen has two or three matters, which have arisen since we last met, to mention to the Committee.

Sir Leo Cussen.—I do not intend to go into them in detail, but there are two or three general matters about which I should like to inform the Committee as to the present state of affairs, and secondly to get their opinion as to what should be done in the immediate future. I had better take the more general one first. This document which I hold in my hand, consisting of 56 pages, is the Statute Law Revision Bill which I mentioned to the Committee on the previous occasion as being necessary to be submitted to Parliament at the commencement of the next session in order that the volumes, as issued to the public, should contain the sessional legislation of 1928, and also should have inserted in them any corrections of errors which had been discovered since the consolidating bills were passed by Parliament. The consequence of the Statute Law Revision Bill will be, of course, that these volumes containing the Bills passed by Parliament will have to be very considerably altered, that is to say, that the type will have to be very considerably altered, and I did not want to alter the type at all until first of all the members of Parliament had received their copies of the Bills as passed by Parliament. I thought these would have been supplied a few weeks ago, but from what Mr. Alexander tells me, it will not be done before a week or two hence. The second reason was that I thought I ought to ask this Committee definitely now if I am to be at liberty to go to the Government Printer and say "Now, you take the Statute Law Revision Bill and make the alterations which are provided for in it." I am not asking the Government Printer, of course, to do that work himself, because in fact it has all been done in this working copy of the Bound Volumes, of which I have Vol. 5 here. You will see that in some cases, for example the Marriage Act, in consequence of the Act which was passed last session, there have been very considerable alterations, but the Government Printer will not have to take the Statute Law Revision Bill and himself make the alterations, because that has been done in these volumes. The necessary consequence, of course, will be that the type which was used for printing the Bills which were submitted to Parliament and which were passed by Parliament, and which as you know are not to come into operation until a day to be proclaimed by the Governor in Council and published in the *Government Gazette*, will be at once very considerably disturbed. That, of course, is the necessary consequence of what was generally arranged at meetings of the Committee last year, but I thought that before I actually disturbed the type I would tell the Committee that I proposed to do it straightway, and in the next few weeks, assuming that you agree with me, I will ask the Government Printer to disturb all that type. I am prepared to answer any questions which members of the Committee may care to ask me about it. I have here a sample volume with the alterations that have been made. This shows that in some cases they are very considerable. You may turn over 50 or 100 pages in which there are hardly any alterations at all, and then you may come to a Bill like the Marriage Bill in which there are hundreds of alterations.

Mr. Cohen.—I think, Sir, you would be only giving effect to the general understanding of the Committee and also what Parliament was told would be the result of the understanding, and whilst we think it very good of you to mention this matter to us, none of us would have been surprised if you had gone on with the work without asking any further sanction from the Committee. I think the Committee will agree with the way I have put it.

The Chairman.—Yes.

Mr. Cohen.—We are all anxious that the work should be expedited, and I am sure the Committee would be glad if it were put in hand as soon as possible.

Sir Leo Cussen.—The other general matter which I desire to mention now relates to the Companies Act. I pointed out to the Committee that a new Act had been passed in England which made a number of very desirable improvements, and an important question arose whether an attempt should be made to incorporate them in the present consolidation, or not. I pointed out that it was rather going further than has been done in the past, and on the other hand that the English Act was of such a character that it was very desirable to incorporate it in the consolidating volumes, and that the great probability was that if it was not incorporated in the consolidating volumes it would very shortly be introduced by the Attorney-General as a separate Bill, adapting it of course, to local and Victorian conditions, and that then we should have the two Acts, the old Companies Act in the consolidating volume, and this new Act, amending it in a great number of sections, in the separate sessional volume of 1929 or 1930, or whatever the year may be in which it was passed. In these circumstances, two or three courses seem to me to be possible. Some of them I have mentioned to the Committee before. One was to have Part I. of the Companies Act—because this affects only Part I. of the Act relating to trading companies, by far the most important part of the Act—printed with the English amendments suitably adapted to meet Victorian conditions incorporated in it. Another plan would be to have the English Companies Act, also adapted to Victorian conditions, prepared as a separate Act which could be submitted to Parliament at the commencement of the session. On the whole, the first is the most satisfactory from the point of view of the consolidator, but, as I said before, it goes a considerable length, perhaps beyond what we have done before, and in order to prevent the Statute Law Revision Bill on this point being extraordinarily long, that is to say so far as it referred to the Companies Act, if that course which I just mentioned were adopted, I have had printed, without disturbing the type of Part I. of the Companies Act as passed by Parliament, a Part I. amounting in the whole to the same number of sections, or containing in the whole the same number of sections, with the English amendments incorporated. I have that here in print. I then propose that, assuming the Committee thought that that course should be adopted, and if they felt justified in recommending it to Parliament, this Statute Law Revision Bill should contain a clause which would say something to this effect:—"For Part I. of the *Companies Act* 1928 there shall be deemed to be substituted for all purposes the provisions contained in the schedule of this Act." Then this schedule, this bundle of documents which I have now in my hand, would of course be added to the Statute Law Revision Bill and the part of that Bill. The difference between the Companies Act and other Acts would be this, that if you look at any other Act referred to in the Statute Law Revision Bill, you find that it reads, as it does for instance in the case of the Children's Welfare Act: "The Children's Welfare Act shall be amended as follows:—In section 109, for the words . . . repealed". That is the sort of thing that the Statute Law Revision Bill generally consists of. It gives the section and gives in detail what alterations are made. In this case

if we did that with the Companies Act, we should have an extraordinary number of alterations to make, and it is always very difficult, as I am sure Mr. Collins will agree, to set out in detail a number of alterations. It is necessary to be very careful about them, and to say that for the word so-and-so occurring in this line, or for the word so-and-so occurring after the word so-and-so there shall be substituted such-and-such words. You can do it much quicker with the print in your hand, if you have not got to set it out at length. This other plan would of course enable this Companies Act as it has now been set up in type to be substituted for Part I. of the Companies Act as passed by Parliament.

Mr. Cohen.—I do not think either course would be justified. I do not think we should be keeping faith with Parliament in the matter if we were to introduce a Bill which might lead to controversy. We do not know that our Parliament is prepared to accept the English legislation with regard to the Companies Act.

Sir Leo Cussen.—Most of it is machinery.

Mr. Cohen.—It may be so, but I think we made it quite clear to Parliament—I know I did, and I was the responsible Minister in the Legislative Council—that the Bills which were to be passed by Parliament when it met early next session were to be as they then stood before them in type, with such amendments as were rendered necessary, either by the discovery of errors or by new legislation. This would tend to do something quite different from what Parliament understood was about to be done. It is unfortunate that we cannot get finality in this consolidation, but I think it is inevitable. I am afraid that so far as I am concerned, I could not feel free to give personal sanction to a course which would endeavour to introduce into the consolidation a matter which Parliament has not agreed to and might not agree to, and which it ought not to be asked to agree to without being given the fullest opportunity for discussion. If we gave Parliament a full opportunity for discussion, the whole consolidation might be held up for a very long time. There is always a risk, and I should be disposed not to take any risk with regard to the consolidation, but to bring it on as a non-party matter and get it through as one of the first Acts of the session.

Mr. Jones.—Parliament, of course, would have ample opportunity to consider this legislation, because it would come before Parliament in the form of a Bill.

Mr. Cohen.—It would be legislation, and it would have to be introduced in the ordinary manner.

Mr. Jones.—I presume that Mr. Cohen's objection is that it goes so much beyond the ordinary scope of a consolidation.

Mr. Cohen.—It is absolutely new legislation which Parliament has not considered. That is my objection.

The Chairman.—If the position were made plain to members and they had an opportunity of discussing it, I do not think there would be any difficulty. There are very great advantages in the proposal.

Mr. Jones.—That is the point. If Parliament does not want to accept this legislation, that is the end of it, but if Parliament is prepared to include in the Act what is apparently a very wise provision, then Parliament will pass it.

Mr. Cohen.—We often introduce to Parliament Bills which include very wise legislation, and they are cut to pieces before they leave the two Houses.

Mr. Jones.—In such an event the Minister could easily withdraw the Bill. That would not be a new thing for the Minister to do.

Mr. Cohen.—It is not the bargain we made with Parliament. I think Parliament helped us by allowing this legislation to go through without any discussion.

Mr. Slater.—There was no discussion on the previous consolidation.

Mr. Cohen.—And Parliament was assured that, with the advantage of the assistance of Sir Leo Cussen, this Committee had gone through the whole of this matter and determined that it was purely and simply consolidation.

Sir Leo Cussen.—For the information of Mr. Slater, who has just arrived, I may state that the question now being discussed is whether there should be included in the Statute Law Revision Bill a clause to the effect that for Part I. of the *Companies Act 1928*, which is the Act passed last year in one of these volumes, there shall be substituted the provisions contained in the schedule to the Bill, that is, the Statute Law Revision Bill. The schedule to that Bill will be Part I. of the Companies Act incorporating the English amendments, which I have set out and printed in separate type. I would say with regard to what Mr. Cohen has said, that I quite appreciate the way in which he views the matter, and I think I put to a certain extent the arguments which he has urged now before the Committee on the last occasion. It was the Committee's attitude on that occasion which, on the whole, led me to think that they desired to have these English amendments put in.

Mr. Cohen.—I do not think I was present on that occasion.

Sir Leo Cussen.—At all events, that was my idea, and I would merely add with regard to what Mr. Cohen has said that anything which he has said to Parliament up to the present does not seem to me to cause any difficulty by reason of the introduction of this clause, because this particular matter is not in the Acts as Parliament passed them, but will have to be the subject of a fresh discussion. It will be a separate clause in the Statute Law Revision Bill. It will have therefore to be submitted to Parliament, and if Parliament says that it will not have it, then we shall merely have to go back to our first print and not adopt the new print.

The Chairman.—That particular clause will go.

Sir Leo Cussen.—Yes. I quite appreciate, however, that if any member raises questions of this kind he does to a certain extent imperil the safety of the whole ship.

Mr. Edgar.—But does he?

Sir Leo Cussen.—Well, in this sense, that if there was a great contention of opinion about it Parliament might say "We do not want that."

Mr. Cohen.—You do not know what might happen in Parliament.

Mr. Edgar.—Still up to date Parliament has ratified the consolidation.

Mr. Cohen.—Yes, but this is not consolidation, but is new legislation which has not been considered.

Mr. Edgar.—If it is cast aside, it will not affect the work that has been done up to date.

Mr. Cohen.—I am not suggesting that it would.

Mr. Edgar.—I think the advice of Sir Leo Cussen would have great weight with both Houses.

Mr. Slater.—Is it proposed by Sir Leo Cussen to submit to the Committee a memorandum indicating the nature of the suggested changes? If that were done the Committee would have an opportunity of considering and discussing those changes in the law, and would then be in the position of knowing whether they were desirable, and whether it should recommend their acceptance by both Houses. My own view is that we ought not to lose the opportunity which we have, and which is unique, of remedying in our legislation these changes which were the result of many years of very earnest inquiry by splendid Parliamentary Committees at Home, as Mr. Cohen will appreciate. They were embodied in the reports of those committees, and both Houses of the British Legislature adopted them. Our Act is patterned on this Act, and I think it is most desirable, after the Committee has discussed those changes, that we should take this opportunity of having them incorporated in our own law.

Mr. Cohen.—One member of the Committee, Mr. Pendergast, has been all along very insistent that nothing which is new should be introduced into this consolidation.

Mr. Slater.—That is not my suggestion. My suggestion is that the Committee should understand what the changes of the law are by means of a memorandum from Sir Leo Cussen.

Sir Leo Cussen.—That memorandum has been prepared.

Mr. Slater.—Then the Committee can recommend them, and I assume that, in our House at any rate, members of all parties will have no hesitation in accepting them, knowing that they are recommended by a Committee consisting as this does of members of all parties. I think that also would be the attitude of the Legislative Council, but if we accept Mr. Cohen's suggestion, and allow this legislation to be introduced independently it may be months or even years before we reap the advantages of it.

Mr. Cohen.—Why should it be months? If the proposed legislation makes an appeal to both Houses, it will not take long to get it through as a separate Bill.

Mr. Slater.—There may be members who may not hesitate to take advantage of the opportunity of the introduction of a separate Bill dealing with companies, in order to bring in all sorts of amendments of company law, particularly amendments dealing with proprietary companies. That is where the danger would lie. The step I suggest is the first step that we might reasonably adopt, and then ultimately any changes which members desire may be brought down by separate legislation.

Mr. Cohen.—I think Mr. Slater's argument only strengthens the case I am putting. If Members of Parliament are to be deprived of an opportunity which they would otherwise have of discussing the whole of the law in relation to companies and introducing amendments which they consider desirable, I do not think we should allow that to happen.

Mr. Slater.—This proposal does not preclude them at all. This merely says, "We are taking advantage of certain recent amending English legislation, because our Act is taken from and patterned on theirs, we have brought our legislation up to date in this measure, and we have taken this unique opportunity, after the Statute Law Revision Committee has examined the amendments, to recommend the acceptance of them by both Houses of Parliament."

The Chairman.—Parliament may say, "We do not agree with your recommendation. We are going to discuss the matter at length."

Sir Leo Cussen.—That would, of course, be the subject of a special recommendation. I was going to add this, which might remove the disadvantages of Mr. Cohen's proposal, and obviate much of the delay which otherwise might be caused, that now that this Part I. has been prepared, with the amendments incorporated, it would not be difficult to present the English Act in the form of a Bill adapted to Victorian conditions on the same lines. The English legislation will require a considerable number of alterations to fit in to Victorian conditions. After you had made those alterations, you could weave it into the Companies Act, which, as Mr. Slater correctly says, is based on the English Act of 1908. Supposing you said, "We will not put it in as a part of the consolidation, but we will pass it at the commencement of the session as a separate Bill," that might lead to more discussion than the consolidating suggestion would lead to, but those are the two things that may be done. I can submit Part I. with all these amendments which I suggest should be incorporated. The memorandum to which Mr. Slater referred has been prepared. It shows what portion of the English Act has been adopted, and where it has been put in and gives a full explanation. It has not yet been printed, and therefore members of the Committee have not had an opportunity of considering it, but it can be printed, and at the next meeting of the Committee, which I suggest should be in a fortnight or three weeks' time, I will undertake to have it ready.

Mr. Slater.—I think that is the best way to deal with the matter. If any resolution is necessary, I am prepared to move that the memorandum be printed and circulated amongst members of the Committee so that they may have an opportunity of considering it before we meet again.

The Chairman.—I do not think any resolution is necessary.

Mr. Cohen.—To use the vernacular, I am prepared to "give it a fly," but that is what it amounts to. Still I should feel in duty bound, apart from any memorandum, which would be of great assistance to whoever has charge of the Bill in either House, to explain most carefully to the House that this was something superimposed upon what they were asked to do before, and possibly even to go the extent of saying what Mr. Slater has said that it may be some little time before they have the opportunity of amending the Companies Act.

Mr. Wettenhall.—You cannot lose sight of the fact that it will be some time before it can be dealt with.

Mr. Cohen.—Yes, and members may have been waiting their opportunity to introduce amendments.

Sir Leo Cussen.—I do not think Mr. Prendergast has said that he would not agree to anything beyond simple consolidation, because if we went on that basis, everything that we did in 1915 and a great deal that we have done now would not be right. Mr. Prendergast has always insisted that if you are making a change in the law it should be fully explained to Parliament. I agree with what Mr. Cohen says, that this is a very special matter and would perhaps need some more elaborate explanation, but it may be that, after the elaborate explanation has been given, Parliament will agree to it.

Mr. Cohen.—As I said, I am prepared to "give it a fly," but at the same time I shall feel under an obligation to make the most careful explanation of the matter to the House, and I shall feel also that I am at liberty, if there is any chance of the whole consolidation being held up, to drop the new proposal instanter.

Sir Leo Cussen.—Yes, the clause could go out without disturbing the rest of the Bill.

Mr. McGregor.—We would all agree on that.

Sir Leo Cussen.—You will have the memorandum in about a fortnight, and I suggest that there should be another meeting of the Committee to consider it in about three weeks' time.

Mr. Wettenhall.—My experience has been that if this Committee is satisfied that the changes should be made and is prepared to recommend them to the House, there will be no difficulty in the House at all. We may be over-estimating the extent of the confidence which the House has placed in the members of this Committee.

Mr. Cohen.—It ought to be so, because it is an absolutely non-party body.

Mr. Wettenhall.—It is distinctly so. Members know that we give the most serious consideration to the measures that come before us, and if we go to our separate sections of Parliament and say, "So-and-so is desirable," there is never any question about it.

Mr. Edgar.—There is also the authority of Sir Leo Cussen behind us, which makes a great deal of difference.

Mr. Wettenhall.—Of course that is so.

Mr. Jones.—The confidence which Mr. Wettenhall speaks of is largely due to the fact that we are under Sir Leo Cussen's wing.

Sir Leo Cussen.—Do you see any difficulty, Mr. Collins, in what I have just mentioned being done? That is to say, with a separate clause and a separate schedule and as full a discussion in Parliament as is thought desirable, the clause to be dropped if Parliament seriously objects to it?

Mr. Collins (Parliamentary Draftsman).—It can be easily done.

Mr. Wettenhall.—The importance of this thing is the incorporation of the English amendments at this stage.

Mr. Cohen.—No doubt this is a great opportunity to do it. I should think what is required in Parliament is perhaps rather a full explanation than a full discussion, because once we get into the realms of discussion we may discuss the whole matter. In any event, it has to be tried in the lower House first, and if it gets through them, it will be all right in our House.

Mr. Collins.—As Part I. of the Companies Act has been printed separately, it might be as well to have copies of it available for members of the Committee with the memorandum so that members may see what the changes are.

(The Committee adjourned.)

THURSDAY, 16TH MAY, 1929.

Members Present :

MR. MACFARLAN, in the Chair ;

Council :	Assembly :
The Hon. H. I. Cohen, K.C.,	Mr. Blackburn,
The Hon. J. P. Jones,	Mr. Linton,
The Hon. M. McGregor.	Mr. Prendergast,
	Mr. Slater,
	Mr. Wettenhall.

The Chairman.—I understand that Sir Leo Cussen wishes to say to the Committee something about the Statute Law Revision Bill, and possibly about the Companies Act.

Sir Leo Cussen.—It is more about the Companies Act than anything else, and that is part of the Statute Law Revision Bill itself. In pursuance of the promise I made to members on the last occasion, but not so soon as I had then hoped, I have now been able to bring before them a full copy of the proposal to incorporate in the Companies Act, Part I., the new English provisions so far as they are applicable to Victoria, and in addition to that a very full explanatory paper showing, by reference to the sections of the new proposal, the alterations that have been made, and containing three tables. The first of these shows the way in which various sections of the new English Act have been dealt with. That is Table A on page 8 of the explanatory paper. Table B shows the provisions of the English Act which are either not adopted, or adopted with considerable modifications in the Bill, owing to the necessity of having them adapted to the Victorian provisions, while Table C shows what has become of the *Companies Act* 1915 in the new proposals.

Mr. Cohen.—I apprehend that this explanatory paper will be published ?

Sir Leo Cussen.—Yes. Perhaps I ought to explain that. You will notice that the provisions of the proposed new legislation are headed Schedule B, C, D, and E, and, I think, F. That is because they form part of the new Statute Law Revision Bill which it is proposed shall be brought before the House at the commencement of the Session, and, as I told the members of the Committee on the last occasion, they can either be adopted *en bloc* or they can be rejected *en bloc*. If they are rejected *en bloc* it will simply mean that the Companies Act which is published in these volumes will remain as it is. On the other hand, if the new proposals are adopted they will be substituted for them, and it is so provided in the Statute Law Revision Bill, so that if the House, on the motion of the Attorney-General, passes section 3 of the Statute Law Revision Bill with its various schedules, the result will be that the old Part I. of the Companies Act will have substituted for it this new proposal that incorporates the English Act.

Mr. Wettenhall.—The Companies Act, as in this volume, would then be taken out ?

Sir Leo Cussen.—Part I. of it would be. That part contains the main provisions.

Mr. Wettenhall.—That would be taken out and these new provisions would be substituted ?

Sir Leo Cussen.—Yes, that is the idea. In answer to Mr. Cohen's particular question, I should state that the present explanatory paper relating to the Companies Act would be taken out of the general explanatory paper and this one would be put in its place. This method enables what is necessary to be done simply according to the expressed wish of the Houses. I think perhaps I can best explain these new provisions by referring in the first place to the report of the Company Law Amendment

Committee, as presented to the English Parliament. This report has been used very considerably in connexion with these new proposals, and it may be of some comfort to the Committee to know that these new proposals in the English Act, which has now been passed, are the result of investigations which have been going on since 1905, first of all by what has been called the Loreburn Committee, and in part by another Committee which met in 1918, known as the Wrenbury Committee, and finally by this Committee, which issued this report in 1925-26. This last Committee was a Committee appointed by the Board of Trade and included two King's counsel and a number of eminent commercial people in England, and called before it a great number of witnesses, including some of the Judges of the High Court. As I say, I think this report will be of some comfort to the Committee in connexion with these proposals, which of course are very important. I would refer in the first place to the preliminary statement which precedes the general report and which shows that before the Committee made its report it sent out a questionnaire to a very large number of people who were interested in companies or in company law in England, obtained their replies, and then examined a very large number of witnesses, whose names are set out at the end of the report, and some of whom are very eminent in the matters in question. Having done that the Committee say on page 4 of their report—

“The system of company law and practice in force in England and Scotland has been gradually evolved to meet the needs of the community at large and the commercial community in particular. We consider that in general it fulfils this object in a highly satisfactory manner. It is a system well understood by those who have to deal with it, it has stood the test of years. . . .”

This is the part to which I desire to call particular attention—

“and, in our opinion, should not be altered in any matter of principle except where alteration is imperatively demanded.”

The report goes on to say :—

“7. The evidence satisfies us that the great majority of limited companies, both public and private, are honestly and conscientiously managed. Cases in which fraud or lesser forms of dishonesty or improper dealing occur are comparatively few, and the public interest which such cases naturally arouse tends to divert attention from the vast number of honestly conducted concerns and to create an exaggerated idea of the evils connected with limited companies and their activities. We are further satisfied that the abnormal conditions prevailing during and since the war have been largely responsible for some of the matters which have given rise to unfavorable public comment, and we are of opinion that the return to more normal conditions will tend to eliminate certain unsatisfactory features which have shown themselves in recent years.

8. Many of the suggestions made to us show that the idea that fraud and lesser malpractices can be stopped by the simple expedient of a prohibition in an Act of Parliament dies hard. Other witnesses, with a view to making such malpractices impossible, have advocated the imposition of statutory regulations and prohibitions calculated, not merely to put a stop to the activities of the wrongdoer, but to place quite intolerable fetters upon honest business. It is often forgotten that in dealing with a matter such as company law, which effects so closely the whole business life of the nation, a certain amount of elasticity is essential if the system is to work in practice.”

I again call particular attention to paragraph 9 of the preliminary statement of the Committee, which is as follows:—

“ 9. Impressed by these considerations we have refrained from recommending any important change which was not, in our view, quite clearly demanded and justified by the evidence before us. We realize that the system of limited liability leaves opportunities for abuse. Some of these we consider to be part of the price which the community has to pay for the adoption of a system so beneficial to its trade and industry. It appears to us, as a matter of general principle, most undesirable, in order to defeat an occasional wrongdoer, to impose restrictions which would seriously hamper the activities of honest men and would inevitably react upon the commerce and prosperity of the country.”

I call attention to those passages with the object of impressing upon the Committee the fact that these alterations have been very carefully considered, and that they were not suggested unless in cases in which the Committee thought that they were imperatively demanded. That report of course was followed by consideration in the Parliament of England, and I think I may say, speaking generally, that the Committee's views have been given perhaps even more stringent effect in the Act which was eventually passed, and which is very careful not to interfere by alteration in matters unless the alteration is imperatively demanded.

There is such a mass of matter here that I feel some difficulty in knowing how best I can bring it before the Committee. I understand that each member of the Committee—some of them perhaps rather late—has now had before him these proposed alterations so far as they relate to Victoria, together with this explanatory paper, which is very full, as I promised you that it would be. At the commencement of the explanatory paper you will see that there are certain matters in which the provisions of the English Act could not be altogether adopted, because in some cases the Victorian Parliament—for example, in connexion with business names and in some matters of account—had already made its own local provisions, and those in most cases had to be, and were, incorporated in the new proposals, although they might differ slightly from the new proposals which were made in England. There are also certain minor matters, such as the fact that a great many things in England are done by the Board of Trade and by the Official Receiver in Bankruptcy, and we have no corresponding Victorian body or officer. It is true that there is an Official Receiver in Bankruptcy, but he is a Commonwealth officer, and it was thought in connexion with the Companies Act—a matter over which the Victorian Parliament, speaking generally, and not the Commonwealth Parliament has control—that provision should be made for working it by Victorian officers and in reference to Victorian institutions. That, of course, necessitated that a good many minor departures from the English legislation should be adopted. With that qualification, I come back to this report of the English Committee and call attention in a very general way, because members no doubt will look at it for themselves, to the kind of alterations that have been suggested by that Committee, and in nearly every case adopted by the English Parliament. The first thing they mention is the Memorandum and Articles of Association in reference to some suggestions that had been made by the earlier Wrenbury Committee. In pursuance of their general policy not to interfere unless the alteration is clearly demanded, they make no recommendation about that subject. That part of their report will be found at page 6, paragraphs 14 and 15. In paragraph 16 reference is made to the names of companies, and in paragraph 17 they recommend certain things in regard to the names that companies should be entitled to adopt, such as the use of the words “Royal” and “Imperial,” and

so on. That, however, is one of the cases in which the Victorian Legislature has made its own provisions, which are in some respects more extensive than the English provisions, and have been adopted in the new proposals, with, I think, some slight addition taken from the new English suggestions.

The next heading is “Share Capital.” On this subject they have after very full consideration come to the conclusion that companies should be allowed to issue shares at a discount. That is a practice which, as the result of several leading authorities with which the legal members of the Committee will be quite familiar, was prohibited under the old law. It is said that this has led to a good deal of inconvenience, and that as a matter of fact the legal prohibition, which was the result of cases decided in the court, was to a very great extent nullified by the modes adopted by companies in connexion with the issue of shares, in respect to the purchase of property or things of the nature of property, of fluctuating value. After very full consideration the Committee recommended that, subject to certain safeguards, the issue of shares at a discount should be permitted. That is one of the important alterations made by the new Act.

Their next heading is “Reduction of Capital,” but I do not think the alterations in that regard are of so very much importance. They say that the present provisions relating to the reduction of capital work on the whole very well, but that some minor modifications might be made. I do not think I need to go into that at any length. These modifications have been adopted in the new proposals, and I refer members to those new proposals in that regard as dealt with in the memorandum now before them.

The next heading is “Modification of Rights.” Sometimes there were clauses in articles providing that the rights of shareholders might be modified. The Committee thought it desirable that that power should be restricted to some extent, and have recommended provisions accordingly. These have been adopted by Parliament, and have been incorporated in the new proposals.

As to the next subject, headed “Distinguishing Number of Shares,” the Committee think that no alterations should be made.

As to “Certificates of Shares,” they make a minor alteration providing that certificates should be complete within two months of the lodgment of the transfer. Complaints had been made that people were often kept out of their certificates for a long time.

Another new proposal is that a company may issue redeemable preference shares, which apparently they did not have power to do before. The Committee considered that matter very fully, and came to the conclusion that, with certain safeguards, a company ought to be allowed to issue redeemable preference shares, and that they cannot be redeemed except out of profits which would otherwise be available for dividends. With that safeguard it is thought desirable that companies should have this power.

Mr. Slater.—Are there very stringent safeguards in respect of that power of redemption of preference shares?

Sir Leo Cussen.—They are not to be redeemed except out of profits which would otherwise be available for dividends?

Mr. Slater.—I am referring to the procedure in regard to it. One can easily imagine a position in which control is taken from the main body of shareholders, particularly the smaller shareholders, and ultimately resides in one group or even in one individual.

Sir Leo Cussen.—It is only on the question of redemption.

Mr. Slater.—I know; but it is the question of how the redemption is to be effected. What is the procedure in regard to redemption?

Sir Leo Cussen.—I do not know that I can tell you. The Committee say on this subject in paragraph 28 of their report :—

“ We think that the power to issue redeemable preference shares would prove useful in certain cases, and provided that proper safeguards are adopted we see no reason why this power should not be given.

Our recommendation could, however, only be made effective if a reduction in capital duties were made in the case of redeemable preference shares, and if a low rate is charged on the re-issue of such shares.”

In their next paragraph they say :—

“ 29. We recommend that a company taking the necessary power in its articles should be empowered to issue redeemable preference shares subject to the following provisions :—

(a) No redemption should be allowed except out of profits which would otherwise be available for dividend or out of the proceeds of a fresh issue of shares made simultaneously with and for the purpose of such redemption.

(b) A note should be appended to every balance-sheet of the company and to every business or other document issued by or on behalf of the company in which a statement of the company's issued capital appears, stating how much of its issued capital consists of redeemable preference shares, and the date on or before which they are liable to be redeemed.

(c) Only fully paid shares should be redeemed.

(d) Where redemption is effected out of profits it should be limited to the amount of undistributed profits available for dividend, and there should be transferred to a permanent capital redemption reserve a sum equivalent to the amount applied in redemption of preference shares. This reserve should be capable of reduction or extinction as in a reduction of capital.

Subject to these restrictions, the terms on which and the manner in which redemption is to be effected should be left to the company's articles to provide.”

Mr. Cohen.—What would be the price of the redemption ; how would that be fixed ?

Sir Leo Cussen.—I do not know.

Mr. Slater.—It is not so much a question of the price as of the mode of redemption.

Mr. Cohen.—Some shares may be worth £3, and their face value may be £1. It would be very unfair to redeem them at their face value.

Sir Leo Cussen.—You will find the provisions referring to this matter in clause 45.

The Chairman.—The report of the English Committee says, “ Subject to these restrictions, the terms on which and the manner in which redemption is to be effected should be left to the company's articles to provide.” That means subject to the restrictions set out in paragraphs (a), (b), (c), and (d) which Sir Leo Cussen has read out.

Mr. Cohen.—Yes ; sub-clause (3) of clause 45 is as follows :—

“ Subject to the provisions of this section, the redemption of preference shares thereunder may be effected on such terms and in such manner as may be provided by the articles of the company.”

The articles of association would probably provide for a valuation of the shares at the date of redemption.

Mr. Slater.—But the question is : Whose shares would be taken ?

Mr. Cohen.—I presume that if such a provision were made, all preference shares would be available for redemption *pro rata* according to the holdings, otherwise they could buy out a man they did not want. That is what you have in your mind, is it not ?

Mr. Slater.—Yes.

Mr. Wettenhall.—That seems very desirable.

Mr. Slater.—Yes, or one individual or group might buy out the others.

Mr. Cohen.—You might buy out the vendor, who may have got his shares in the form of preference shares, in that way.

Mr. Slater.—The English Committee is apparently satisfied, but it seems to me to be a matter which ought to be carefully protected. The rights of small groups in companies are often very vital rights indeed.

Sir Leo Cussen.—I refer the Committee to paragraph 28 of the report which I have already read. It is evidence that the English Committee think that it would be useful in certain cases, and that with the safeguards suggested it would not do any harm.

Mr. Slater.—After all, they throw those safeguards back on to the articles themselves.

Sir Leo Cussen.—Yes, but not all of them.

Mr. Slater.—No, but substantially so, as to the mode of redemption.

Mr. Cohen.—Apparently the scheme always is to issue ordinary shares in place of preference shares. That is merely to put them in the same position as other shareholders, which appears to be the object, and not to buy them out altogether.

Sir Leo Cussen.—I do not think I need say any more about that matter. The English Committee has given their opinion about it, and it might be the subject of future discussion if you think it desirable.

Mr. Linton.—There is a practice quite common in England which might help to overcome the difficulty. That is the issue of convertible debentures. It is quite common for companies in England to issue them, and at the option of the shareholder they can be converted into ordinary stock.

Sir Leo Cussen.—Not preference ?

Mr. Linton.—No, ordinary shares.

Sir Leo Cussen.—This applies only to preference shares.

Mr. Linton.—Convertible debentures and preference shares can be converted. As I say, it is quite a common practice with English companies.

Mr. Blackburn.—Would clause 46 have any bearing on the point raised by Mr. Slater ?

Sir Leo Cussen.—No, I do not think so.

Mr. Blackburn.—That clause refers to the protection of the rights of holders of special classes of shares and seems to me to contain the kind of principle which is applied.

Sir Leo Cussen.—That clause refers to the variation or modification of rights, to which I have previously referred. If the Committee do not object, it would perhaps be better if I went on, because some of these matters may have to be discussed, and I desire now simply to call attention to them in a very general way so that they may be considered.

Mr. Slater.—I think that is one point on which we can have some discussion at a later stage.

Mr. Cohen.—It has probably been carefully canvassed in England before that conclusion was arrived at.

Mr. Slater.—I appreciate that.

Sir Leo Cussen.—The next subject with which the English Committee deal is headed "Company providing money for the purchase of its own shares." On this subject the Committee say:—

"30. A practice has made its appearance in recent years—"

(I do not know whether this applies to Victoria or not)

"which we consider to be highly improper. A syndicate agrees to purchase from the existing shareholders sufficient shares to control a company, the purchase money is provided by a temporary loan from a bank for a day or two, the syndicate's nominees are appointed directors in place of the old Board, and immediately proceed to lend to the syndicate out of the Company's funds (often without security) the money required to pay off the bank. Thus in effect the company provides money for the purchase of its own shares. This is a typical example, although there are, of course, many variations. Such an arrangement appears to us to offend against the spirit if not the letter of the law, which prohibits a company from trafficking in its own shares, and the practice is open to the gravest abuses."

The Committee, therefore, recommend that this practice should be prohibited.

After dealing with the question of the re-organization of share capital, the Committee go on in paragraph 34 to deal with the question of special resolutions. I dare say some members are familiar with the fact that it generally needs, or always needs, two meetings in the case of special resolutions. On this subject the Committee say:—

"The weight of evidence is distinctly in favour of the abolition of the necessity for two meetings in the case of special resolutions. In practice it is found that where the resolution has been passed by the requisition majority at the first meeting the second meeting is a mere matter of form. It is at the first meeting that criticism of or opposition to the proposed resolution makes itself heard; and the suggestion that the necessity for confirmation affords a useful *locus paenitentiae* is not in our opinion justified. It is often a matter of considerable difficulty to get a quorum at the second meeting, and this not infrequently causes embarrassment and delay. We accordingly recommend the abolition of the second meeting, but in order to give time to the shareholders to consider the proposed resolution, and if necessary, to get into touch with one another in order to arrange for any particular line of action, we think that the minimum length of the notice convening the meeting should be fixed by statute at fourteen days."

Mr. Cohen.—I notice in looking at the section that now majorities are counted by votes and by the number of persons voting. If persons are there and refrain from voting, they are not counted in cases where the requisite majority has been obtained.

Sir Leo Cussen.—That is so.

Mr. Cohen.—I think that is rather a good provision.

Sir Leo Cussen.—Then there is a general provision for adjournment of meetings, which is not of much importance. It provides that every resolution shall be taken to have been passed on the actual day on which it was in fact passed. The necessity of that was due to some legal principle that it should go back to the day of their meeting from which it was adjourned.

There are some very elaborate provisions dealing with prospectuses and "offers for sale." These introduce new safeguards with regard to both these matters, and provide for the addition of clauses requiring the rights of each class of shares in respect of dividend and capital to be stated, confining paragraph (n) of sub-section (1) of section 81 of

the English Act to cases where shares are offered for subscription, as at present it applies to issues of debentures and debenture stock; adding a new paragraph requiring a statement of the dividends, if any, paid by the company on each class of share during the three financial years immediately preceding the issue of the prospectus; if no dividend has been made on any particular class during any of such years, the fact should be stated; also by adding a new paragraph providing that in cases where the proceeds of the issue or any part thereof are proposed to be applied in the purchase of the business, the prospectus should contain a statement certified by the auditors showing separately the net profits of the business during each of the three years immediately preceding the issue of the prospectus; and by adding a proviso exempting a director from liability for non-compliance with sub-section (6) in respect of any matters which in the circumstances of the case the Court considers immaterial. The Committee add—

"It should be made illegal to issue an 'Abridged Prospectus' in respect of shares, debentures, or debenture stock containing, or having annexed to or sent with it, an application form, or otherwise inviting a subscription for such shares, debenture, or debenture stock. A heavy penalty should be imposed."

The Committee introduce a number of new safeguards and an increased power to the court to release from liability in cases of accidental non-compliance or immaterial non-compliance with the more stringent provisions. There are similar provisions with regard to what are called offers for sale with which the company is connected. They are all in the nature of safeguarding the public, and I do not know that I can at this stage usefully explain them at great length, but the explanatory paper shows the part of the new proposals in which they are adopted, and if the Committee do not object I think it would be better to let the matter stand over for further consideration now that it has been mentioned.

The next matter with which the Committee deal is that of "Minimum Subscription." They point out that this is a mere arbitrary amount, and that it has become in practice useless, so they provide an alteration that the prospectus shall be required to state the minimum amount which in the opinion of the directors is required from the issue in order to provide the purchase price, the preliminary expenses, and the working capital. Of course, that would not be an arbitrary amount, but would be an amount which would have relation to the objects for which the money was really wanted.

Mr. Cohen.—Can the minimum be less than that in any case or must it be that?

Sir Leo Cussen.—It must be that.

Mr. Slater.—That is before they can proceed to allot them. That is a very good safeguard.

Sir Leo Cussen.—The next recommendation under the heading of "Underwriting Commission" provides as to the amount of commission that may be paid on underwriting. On this subject the Committee say, in paragraph 44:—

"44. At present the only limit on the amount of underwriting commission is to be found in the company's articles of association, and cases not infrequently occur where a company is empowered to pay underwriting commission up to 50 per cent., or even more. This has enabled companies in effect to issue shares at a very heavy discount, and is in our opinion in other respects undesirable."

The Committee recommend that a limit should be placed on the amount payable, and suggest 10 per cent. on the nominal value of the shares underwritten.

Mr. Slater.—Hear, hear; and that is a bit too high.

Mr. Cohen.—To cover everything?

Sir Leo Cussen.—Yes. Then the Committee include in their report very elaborate provisions dealing with directors and management. They point out that Articles sometimes exempt directors from liability except where it is due to their wilful neglect or default and that under those Articles—

“A director may with impunity be guilty of the grossest negligence provided that he does not consciously do anything which he recognizes to be improper. The evidence satisfies us that in the great majority of companies in this country directors conscientiously endeavour to do their duty. The public interest excited when exceptions are brought to light is perhaps the best proof of their rarity. But the position is one which in our opinion calls for an alteration of the law.”

The Committee therefore suggest—

“That any contract or provision (whether contained in the Company’s Articles or otherwise) whereby a director, manager, or other officer of the company is to be excused from or indemnified against his liability under the general law for negligence or breach of duty or breach of trust should be declared void. This should extend to contracts or provisions existing at the date when the amending Act comes into force, but as regards such contracts or provisions it should not take effect until, say, six months from that date.”

There is then an enlarged provision giving the Court power to excuse a director from liability where they think in the circumstances he ought to be excused.

There is then a provision as to loans to directors. The Committee say that it is not desirable to prohibit loans altogether, but they recommend that the auditors should be required to state in a note to the accounts, unless the accounts show it, the total amount of money lent to directors. They think the aggregate amount is enough, and that the amount lent to individual directors need not be stated. At all events they think the aggregate amount should be stated and that it should be set out separately from anything else. That, I think, is another safeguard.

Mr. Slater.—Does it recommend any similar safeguards with regard to loans to shareholders?

Sir Leo Cussen.—I think we come to that matter later. I know there is a provision regarding loans to officers.

The next question is that of disclosure as to directors’ fees. The Committee recommend that—

“Upon a written requisition signed by the holders of shares carrying at least 25 per cent. of the voting power at the time of requisition, the directors should be bound to furnish to all shareholders a statement (certified by the auditors) of all remuneration paid to or other emoluments received by directors (whether as such or in any other capacity connected with the management of the company) during the three preceding financial years, including remuneration received personally from any company on whose Board a director sits as a nominee of the company in question.”

Mr. Cohen.—Would not that information appear in the balance-sheet in the ordinary course?

Mr. Slater.—The amounts are lumped.

Sir Leo Cussen.—There is no form of balance-sheet in the schedules to the English Act, although we have it.

Mr. Slater.—I think the widest disclosure of these matters should be made to shareholders.

Mr. Cohen.—I have never heard any complaint on that score. The amounts are set out in the balance-sheet, usually in the aggregate.

Mr. Slater.—Sometimes a policyholder in an insurance company does not know what the remuneration or fees of the directors are.

Mr. Blackburn.—I think that a person who reads a balance-sheet never knows anything.

Mr. Cohen.—I had in my mind the case of smaller companies when I spoke. They invariably give the information.

Mr. Jones.—This is a very valuable provision. The information is not always disclosed, and when it is disclosed, the amounts are very frequently lumped.

Mr. Slater.—They are generally lumped.

Mr. Jones.—A shareholder does not know unless he goes and asks. If he does ask, as a rule he gets an answer, but sometimes they say it is not advisable.

The Chairman.—Why should not any shareholder know?

Mr. Slater.—I think he should.

Mr. Cohen.—I am not suggesting that he should not. I am simply questioning the necessity for it.

Mr. Slater.—That also is a matter that can be discussed later.

Sir Leo Cussen.—Then follows a provision against the assignment of the office of director or manager. Such an assignment, they say, must receive the sanction of a special resolution, which now can be carried at one meeting. In the case of certain companies, there are provisions that a director may assign his office, but the Committee thinks that this should not be allowed unless the company approved of it.

Mr. Cohen.—Even although it is in the Articles where a man is appointed managing director with the right to nominate his successor?

Sir Leo Cussen.—Yes. There follows then a recommendation in relation to undischarged bankrupts not being directors without the leave of the Court. We have altered “Bankruptcy Court” as it appears in England, to “Supreme Court” here, as the Bankruptcy Court is not now a Victorian institution.

Then there are very elaborate provisions with regard to the investigation of offences committed by delinquent directors and others. The Committee under that heading say in paragraph 58:—

“58. Under this head we have grouped recommendations which are intended to strengthen the law with regard to the investigation and prosecution of offences. At present the law is not, in our opinion, in a satisfactory state, and the evidence convinces us that persons who have been guilty of offences not infrequently escape prosecution. There are several reasons for this.”

The Committee then proceed to state the reasons which are that they think the existing legislation needs strengthening, and that there should be a provision that if from certain reports it appears that offences are being committed, or if it appears to the Court that offences are being committed, action may be taken. I think that one of the difficulties which occurred in the way of taking action in these matters related to the question of who should pay the expenses. In England they have a Director of Public Prosecutions, and there are certain provisions which enable the expenses to be paid in a certain way out of the assets of the company or in some other manner. Those provisions had to be adapted to Victorian conditions. In Victoria we have no Director of Public Prosecutions in the ordinary sense, and in the new proposals there are certain provisions that the costs may be paid, on certain recommendations being made, out of money provided by Parliament in certain cases. I do not think that to-day I can usefully go through these matters in detail because they are very long, and I simply call attention to them now.

There is also a number of very important provisions relating to accounts and balance-sheets. These can be seen by members of the Committee in this report, but I

should call attention to the fact that Victoria in its legislation had provision for accounts and for balance-sheets before the new English proposals were made, and that, speaking broadly, these have been retained in the new proposals, just as they are retained in the old Companies Act, without the additions of the English Act, and that the alterations in Victoria are therefore not so drastic with regard to the necessity of keeping accounts, and in relation to what shall be contained in the balance-sheets, as they are in England. I think I am right in saying that in the English Act no form of balance-sheet is provided, whereas it is provided in the Victorian Act.

The next matter of importance with which the Committee deal is the provision as to auditors. They extend certain clauses relating to the liability of directors for negligence or breach of duty to auditors, and provide that certain persons, such as partners and employees, and so on, should not be appointed as auditors.

The next set of provisions relates to winding up. I think the most important recommendation is the one by which the power to wind up companies has been extended to certain foreign companies carrying on business in England or in Victoria, as the case may be.

The Committee deal next with reconstruction and amalgamation. In this matter the alterations are not very important.

Then they deal at length with private companies, and this is a matter to which I desire to call your attention. It may be said broadly that the new English provisions relating to private companies have not been adopted in Victoria. The reason of that was that our provisions relating to proprietary companies—we do not call them private companies as they do in England—are already a good deal different from those in force in England. The alterations are in some cases fairly drastic, and it was thought better, instead of trying to get this matter through in connexion with the present consolidation, as it was something that might lead to controversy, that the Legislature should consider the question of proprietary companies separately. I understand that it has been suggested that the Legislature is likely to do that shortly. It is not that we consider that the provisions relating to proprietary companies now are satisfactory, but we thought it would be better done by a separate Bill than as part of the present consolidation. It may be said broadly that the new English provisions relating to private companies have therefore not been adopted in the new proposals now put before this Committee.

Mr. Slater.—Are there any of those provisions that we could usefully adopt here?

Sir Leo Cussen.—I am sure that some of them could be useful and could be usefully adopted, but it is very difficult for us to say what Parliament or even this Committee would like to do in connexion with the matter, and we thought we had better leave a dangerous question alone.

Then there is a provision relating to share hawking. This subject was mentioned to the Committee previously. A provision against share hawking has been adopted in the new proposal. That relates to the hawking of shares from house to house, but in the two English sections dealing with that subject and analogous matters there are some rather drastic alterations which we thought we ought not to adopt here, and we have simply confined our alterations to the provision that there shall not be share hawking. You may compare clause 270 with the corresponding English provisions, and you will see that some of the alterations contained in the English Act are not adopted here.

Mr. Jones.—It is only a very partial protection, is it not?

Sir Leo Cussen.—Yes, I think so; but still it is something.

Mr. Jones.—If you do not get hit in your house you get hit in your office.

Sir Leo Cussen.—I suppose the idea is that the business man is better able to protect himself than is the lady at the door.

Mr. Jones.—There are ladies in the office, too.

Sir Leo Cussen.—At page 52 the report goes on to deal with a great number of amendments to which I do not think it is necessary that I should call the attention of the Committee, because the English Committee call them minor amendments, and they do relate only to comparatively trifling matters which would not embarrass the Committee in recommending them to Parliament. This report from which I have quoted will give the Committee, subject to what I have said about private companies and matters of that kind, a very good idea of the kind of alterations that have been made, much better than I could hope to give at a short sitting, unless members are prepared to go into the subject in detail. It seems to me that those who are interested in the matter and who can obtain a copy of the report can give their personal attention to any matters in which they are particularly interested. This can be the more easily done, seeing that the report is divided into sub-headings. I have called attention to the report generally, and at our next meeting we can discuss anything that the Committee or any member of it particularly desires to discuss.

I do not know whether I have explained sufficiently for members to make use of it, in conjunction with the matters I have already mentioned, this explanatory paper. It might be as well if I repeated at a little more length the contents of that paper.

Mr. Cohen.—I read the explanatory paper carefully and read or glanced through every section to which it referred, and I also had before me the English Act. It might help the Committee if you explained the precise meanings which are to be given in the explanatory paper to the words “taken from,” “adopted,” and “followed.” In some cases you say “taken from the English Act 1928,” and in others you say “adopted from the English Act 1928,” and in still others you say “English Act 1928 followed.” They may be more or less synonymous, but if there is a difference, it would be as well for the Committee to know it.

Sir Leo Cussen.—I did not actually draft the explanatory paper, but I do not think there is much difference between the terms. It may be that their alternative use is a mere matter of elegance of diction.

Mr. Cohen.—In three separate clauses the words are used in juxtaposition, apparently with the same meaning. I thought one might mean “with a variation,” and the other might mean verbatim. I should like to be permitted also to call attention to a few errors which appear to have crept into the explanatory paper, and which are of course inseparable from a matter of this kind. For instance, there is a reference to “the following provisions imposing penalties,” and included in the list is clause 93 (3) (b). As a matter of fact, there is no penalty in that provision at all. It is obviously referred to in error instead of some other section.

Sir Leo Cussen.—This is only an explanatory paper and these errors may make no difference. Wrong references may occur in this way, that the Bill or proposal is drafted and printed and the explanatory paper is drawn up at the same time. Then at the last moment it is suggested that something should be altered in the Bill itself. It is altered and the fact that it is referred to in the explanatory paper by a certain description is overlooked.

Mr. Cohen.—I have a list of other errors which I shall be pleased to hand to Your Honour for your guidance.

Sir Leo Cussen.—An attempt has been made in the new proposal to bring the numbers of the sections to correspond with the numbers of the sections in the English Act of 1908, which is the main English Act, from which our Act of 1915 is taken. That is a very desirable thing to do at the present moment, because it brings the English

text-books and all the English references into line to apply to the sections as they will appear in our proposals. The difficulty is that, if the English Parliament introduces a new Consolidating Bill, it may alter the numbers of its sections, but that is a thing which we cannot avoid. I read somewhere that a Consolidating Bill had been introduced into the English Parliament, but we have not been able to secure a copy, and so far as we know it was not passed before the Parliament adjourned for the purpose of having an election.

Mr. Collins (Parliamentary Draftsman).—Do you know if it was circulated in England?

Sir Leo Cussen.—All I saw was a note in the *Law Journal* or the *Law Times* saying that the Consolidating Bill had been introduced.

Mr. Collins.—If it had been circulated, I think we should have had a copy. I have not seen it. It may have been that notice was given of the introduction of the Bill.

Sir Leo Cussen.—Does the Committee think, having regard to what I have said, that it would be best to have another meeting in which to discuss these matters, after the legal members in particular have had an opportunity of looking at this paper and comparing it with our present explanatory paper? If so, I shall be very glad to attend again at a later date.

Mr. Cohen.—I suggest that the matter remain as it is, unless some members of the Committee convey a request to the Attorney-General, or the Attorney-General himself asks, that another meeting should be called for the purpose of considering the subjects which you have discussed to-day.

Sir Leo Cussen.—I should like another meeting.

The Chairman.—Does Mr. Cohen mean a meeting to consider the explanatory paper or the whole Bill?

Mr. Cohen.—Either.

The Chairman.—I have had not time since I received the explanatory paper or the Bill to go through them, nor have I had an opportunity to go through the report of the English Committee. I should like to go through all three and then come here again.

Mr. Cohen.—You might not find it necessary. I think there is nothing to take exception to, except the minor details, of which I am giving His Honour a list.

The Chairman.—There are questions such as that which Mr. Slater raised with reference to the redeemable preference shares, and the disclosure of directors' fees, which I assume that we will want to discuss, so that we may make up our minds as a Committee what we are to recommend.

Mr. Cohen.—I thought that you, Mr. Chairman, Mr. Slater, Mr. Blackburn, Mr. Collins, and the other legal members of the Committee might go through the matter and be quite satisfied that there is no reason to depart from the English law on the subject. If they are satisfied, probably the non-legal members of the Committee would also be satisfied. At the same time there is no reason why every one should not be allowed ample time to go through the documents if he wishes.

The Chairman.—Even if members are satisfied, it would not be a bad idea if they came here and said so. We want to go before the House, if possible, unanimous.

Mr. Blackburn.—Is it contemplated that this Bill shall go through as a sort of quasi-consolidating measure recommended by the Committee, or is it to be regarded as an alteration of the law, to be considered on its merits by the Houses?

The Chairman.—I should think the latter, but it would be better if we are all to accept it, that I should be in a position to say that this Committee recommends it, but that it is open to discussion, like any other change in the law.

Sir Leo Cussen.—I do not know if members are aware that section 3 of the Statute Law Revision Bill, which it is proposed to bring before the Houses, says, "For the provisions of the Companies Act Part 1 there shall be substituted the provisions contained in Schedule (B)," and then for the Third Schedule there shall be substituted Schedule (C), and so on. The idea was that when the Statute Law Revision Bill was introduced into the House, if the House indicated that it did not want these new English provisions, but wanted the Companies Act to stay as it is, all that new matter would drop out of the Bill.

Mr. Blackburn.—Supposing the House wanted some of the new Bill and not other parts of it? Would it not be very difficult to amend it as a schedule?

Sir Leo Cussen.—I agree.

Mr. Jones.—Then you would have to drop the whole thing?

Mr. Cohen.—No, the schedule could be amended.

Mr. Blackburn.—It is difficult to amend it. It is difficult to bring down a number of amendments in different clauses of a schedule and to have them discussed.

Sir Leo Cussen.—I suggest that, if members are clearly of opinion that nearly all these provisions are certainly beneficial, as I think they will be, discussion might be got rid of at the present moment if it were understood that any proposal to alter the law in these directions should not be treated as a party matter at all, and that, at all events, if, after a consultation with me, it is thought that the matter should be further debated in respect of certain clauses, this should be done. I know that it is sometimes very difficult to get things altered in Parliament once they have been passed. The great advantage of the method which has been followed in this case is that the new matter has been very carefully treated as a part of the consolidation and will fit in to it. I introduced this matter, as members of the Committee know, with a good deal of diffidence as to whether we ought to have a shot at it, but members of the Committee were very encouraging about it, and said they thought it would be a pity to lose the chance.

Mr. Cohen.—I think so.

The Chairman.—Then are we agreed that we have done all we can to-day, and will meet again on a day to be fixed, when members have had an opportunity of reading the report of the English Committee, the explanatory paper, and the provisions of the Bill.

Mr. Jones.—Yes, I think that is the only thing to do.

The Chairman.—Time is getting on, and we cannot make the next meeting too far ahead.

Sir Leo Cussen.—I suggest that some day towards the end of the month would be suitable, because I have to go in to the Criminal Court at the beginning of June.

The Committee adjourned.

THURSDAY, 30TH MAY, 1929.

Members Present:

Mr. MACFARLAN, in the Chair;

Council:

The Hon. H. I. Cohen, K.C.,
The Hon. G. L. Goudie,
The Hon. J. P. Jones,
The Hon. M. McGregor,
The Hon. H. F. Richardson.

Assembly:

Mr. Blackburn,
Mr. Linton,
Mr. Prendergast,
Mr. Slater,
Mr. Wettenhall.

Sir Leo Cussen.—I understood that this meeting was called primarily for the purpose of enabling all the members of the Committee, but especially the legal members, to see whether they were desirous of referring particularly to anything which is disclosed on a perusal

of the paper to which I referred on the last occasion, and of the Bills, as they have now had copies of the Bills, together with the explanatory paper relating to them. Before I go into that matter, however, a very important question has arisen since I came into the room, of which I was not aware until Mr. Collins called my attention to it. I told the Committee, I think on the last occasion, that I had endeavoured to arrange the numbering of the sections in the new Part I. of the Companies Bill, assuming that we adopt the English provisions substantially, so as to correspond with the numbering of the main English Act of 1908, the great advantage being that all the English text books could be readily applied, that is to say, that if you found an English text-book with elaborate notes on section 98, for instance, you would almost certainly find that it would apply to section 98 of the Victorian legislation as proposed. I called attention to the fact that it was possible that in England they might themselves bring in a Consolidating Bill for the purpose of incorporating the new amendments made by their Act of 1928 into their main Act of 1908. Members should understand that this print of Part I. of the Companies Act, which looks very large, although in a substantial proportion it consists of the amendments made by the new English Act, consists as to the bulk of it of Part I. of the Victorian Act of 1915, which substantially corresponds with the English Act of 1908. I find now that they have been doing in England what we have been doing here, that is to say, they have put together their 1908 Act and their 1928 Act. We have put together the 1915 Act of Victoria, which corresponds with the 1908 Act in England, and the English Act of 1928. The result is, however, that they have re-arranged it, and have considerably altered the numbering of the sections, and that throws my scheme out of gear. Instead of my numbers now corresponding with the numbers which will appear in the new English text-books, assuming that this consolidating English Bill is passed, as I suppose it will be, seeing that it is a mere consolidation, they will not correspond, and all that benefit will be lost. That is the practical question that arises. After all, it is only a matter of re-arranging. It is not a question of anything new; but, assuming that the Committee is desirous of incorporating the new English legislation, should we re-arrange this again so that the numbers will correspond with those in the new English Consolidating Bill? I suppose there is the possibility, although I should think, it is a remote one, that in the passage through Parliament, some of these numbers may themselves be altered in England. If that happens, we cannot help it; but I do not think it is likely to happen, because I should think, as I have said, that this Bill is merely a consolidation. It is intitled "An Act to consolidate the Companies Acts 1908-1928, with certain other enactments connected with the said Acts." I am not in a position to say what those last words mean, but I should think that the other enactments referred to are not very important.

Mr. Cohen.—Are there any enactments that you can remember between 1908 and 1928?

Sir Leo Cussen.—Not of any importance. There probably were a few, but I should think that they did not apply to Victoria.

Mr. Cohen.—If there were, we have not dealt with them in this Bill.

Sir Leo Cussen.—If we have not dealt with them, they are of no importance to Victoria.

Mr. Wettenhall.—It has been expressed to me what a wonderful convenience it would be to the profession if they did correspond in some way in the references.

The Chairman.—Probably it is a mere matter of re-arrangement, which Sir Leo Cussen thinks will take a week or two.

Mr. Wettenhall.—Can that be done without deferring the whole business?

Sir Leo Cussen.—I think we ought to have it ready early in July.

The Chairman.—We are not likely to introduce the Bill into Parliament until about the end of July.

Sir Leo Cussen.—It comes into the Statute Law Revision Bill, which it is desired to introduce as early as possible. As regards Mr. Cohen's question, the enactments repealed by the English Consolidating Bill, assuming that it is passed, are: The Revenue Act, the Companies Act 1908, the Assurance Companies Act of 1909, which consisted of one section only; the Foreign Jurisdiction Act; the Companies Act 1913—I do not know what that is; the Unemployment Insurance Act, which I should think does not apply to Victoria; certain sections of the National Health Act, which do not apply to Victoria; the Workmen's Compensation Act, which also does not apply to Victoria; the Unemployment Insurance Act; the National Health Insurance Act; and the Companies Act 1928.

Mr. Cohen.—If they are re-enacted in this new English consolidation, they may serve to throw it somewhat out of gear unless you could quote them at the end, which would perhaps be the best thing to do, even although they are not in the exact text.

Sir Leo Cussen.—I am inclined to think that most of them, except the Companies Act 1908 and the Companies Act 1928, are of no importance in Victoria at all, and will have nothing to do with it. I should think that we probably would have considered them at an earlier stage, and decided to leave them out.

Mr. Cohen.—There is another way of getting over the matter of throwing the sections out of gear, and that is to make it a sub-section of the context in which it ought properly to be, for instance, as regards provisions as to directors, although they may be new legislation only to Victoria, if we determine to adopt them.

Sir Leo Cussen.—I do not find any difficulty in making the necessary re-arrangement to bring the numbers into line. We have become quite expert at that, Mr. Collins particularly so. They can be manipulated in various ways. Two sections can be put together, and they can be split up. It has to be done time and time again. If members desire that that re-arrangement should be done, I should like to know at once, because I must put it in hand, and I must inform the printer.

Mr. Cohen.—I think Mr. Wettenhall has expressed the general view of the profession that it is worth any trouble, and even loss of time, to effectuate.

Sir Leo Cussen.—I believe Mr. Collins thinks so too. It was he who was good enough to tell me about this. I did try to get a copy of the new Consolidating Bill in England, but I was unable to obtain it until I came into the room this morning. All it says here is that it is a Bill introduced into the House of Lords by the Lord Chancellor. I suppose it is thought to be a matter which will just go through as a whole as it stands.

Mr. Cohen.—What is the position in England? Are they not having an election now?

Sir Leo Cussen.—The election is to-day. As I say, there is that little further difficulty, that these numbers may themselves be slightly altered somewhere or other after the election, or during the passage of the Bill through Parliament; but I am inclined to think that, whatever happens in the election, this consolidation will be done, as it simply puts two or more Acts together. It does not pretend to do anything more.

Mr. Cohen.—Probably they are initiating it in the House of Lords because they will be able to get on with it at once, before they settle down in the House of Commons.

Sir Leo Cussen.—Have they the rule in England that if a Bill is introduced in one Parliament and not dealt with, it can be carried on in the new Parliament at the stage which it has reached in the last one?

Mr. Alexander (Clerk of the Parliaments).—I think not.

Mr. Cohen.—I find that the English Companies Act of 1913 is an Act of one section, and is an amendment of the law relating to private companies.

Sir Leo Cussen.—I do not anticipate any difficulty in those little Acts and sections. I am more afraid that this is not a final draft.

The Chairman.—Are we all agreed that this re-arrangement should be made?

Sir Leo Cussen.—What do you think, Mr. Collins, from your experience of a Bill like this new Consolidating Bill in England? Do you think it is likely to be substantially altered in numbers.

Mr. Collins (Parliamentary Draftsman).—I should not think so. They will either take it as a consolidation pure and simple and pass it, or throw it out.

Mr. Cohen.—I should think the chances are no greater than in our case.

The Chairman.—Then it is understood that the work of re-arrangement will be gone on with?

Members.—Hear, hear!

Sir Leo Cussen.—It will be a mere re-arrangement. Has any member any particular matter in connexion with the Companies Bill which he would like to discuss at greater length?

Mr. Richardson.—There is one matter which I should like dealt with in the Companies Act, but I do not know whether it is possible to deal with it there. I refer to the hawking of shares. I understand that under the English law the hawking of shares is not allowed.

Sir Leo Cussen.—No.

Mr. Richardson.—I should not like to say that it is possible in an amendment of this kind to introduce such an important matter as that.

Mr. Cohen.—It has been brought in. It is provided for.

Sir Leo Cussen.—The hawking of shares from house to house is prohibited.

Mr. Richardson.—I was not aware that you had introduced that provision into this Bill, but I should like to see it go even a little further. I would not allow the sale of shares outside the company's office.

Mr. Linton.—If you went so far as that, you would eliminate the stock and share brokers.

Sir Leo Cussen.—My idea was that the fact that they had passed this in England was perhaps a justification for the Committee recommending Parliament to pass it here. It might be a matter of controversy, and I did not like to take it any further than they passed it in England. I, therefore, left it just as it was. Members will find it in clause 270.

Mr. Prendergast.—Is this an amendment of the law?

Sir Leo Cussen.—Yes.

Mr. Prendergast.—It is not the work of the consolidation to amend the law.

The Chairman.—It was understood that there would be certain things to which the attention of the Houses would be drawn, and to which it would be explained that the law was being amended, the idea being that the House would then either reject or accept them.

Mr. Prendergast.—Any amendment of the law ought to be brought forward by the legal authorities in the House in the proper way.

The Chairman.—It will be. For instance, we are giving the County Court additional jurisdiction. That will be explained to the House, and in all cases where

there is an alteration of the law as against a mere consolidation, the attention of the House will be drawn to it.

Sir Leo Cussen.—I think that Mr. Prendergast, at one of the previous meetings, agreed with some reluctance to the proposition that we might go beyond mere consolidation so long as special attention was called to it. This explanatory paper calls special attention to it, and says that this is new legislation introduced from England.

Mr. Prendergast.—What I endeavoured to put originally was that what was meant by an alteration of the law was some amendment which was made for the purpose of reconciling conflicting provisions existing in different Acts.

Sir Leo Cussen.—I would not call that an alteration. That is a mere correction of an anomaly. I agree with Mr. Prendergast about that, but there is no doubt that this is an alteration of the law, and a good many other things which we are introducing are alterations of the law.

Mr. Prendergast.—It seems to me that they ought to be introduced as new legislation in the ordinary way.

Mr. Cohen.—The position in this case is rather peculiar. At one meeting of the Committee, from which Mr. Prendergast was absent, this question arose, and I drew the attention of the Committee to Mr. Prendergast's views on the subject, so as to keep them before the Committee. We then debated the matter. One thing which makes a special appeal to the members of the Committee in this regard is that this legislation in England has been the result of the work of three special Committees, which went exhaustively into the whole question. We had the report of the last Committee before us. This legislation is the result of the experience of some of the best brains in England. It is really a corollary to the Act of 1908, and I think it ought to be consolidated with it here as well as in England.

Mr. Prendergast.—While it might be quite desirable to do this, still, you are introducing new matter, and you will have to follow the same forms of procedure as in the introduction of a new Bill. It will be debated, including a debate on the second reading, and there may be considerable delay.

Sir Leo Cussen.—We did that before.

Mr. Prendergast.—That did not happen in the previous consolidation.

Sir Leo Cussen.—It did, to some extent.

Mr. Prendergast.—But you never went on that occasion to the lengths to which you are going now. Of course, it is a great point to have our legislation corresponding to the English legislation, and with corresponding references in text-books.

Mr. Cohen.—I took a little convincing; but I am utterly convinced now that this is the proper way to do it, so long as we safeguard the Houses by doing what the Attorney-General says, that is, by letting them know precisely where the deviations from the previous law are.

Mr. Prendergast.—I agree; but will not there be a great loss of time?

Mr. Cohen.—I think not.

Sir Leo Cussen.—There may be. Any member will be free to say that he wants to debate the question, and once debate starts it is impossible to say how long it will last. I often say that passing consolidating legislation has to be done like swallowing an oyster—if it is not swallowed at once, it may not go down at all.

Mr. Prendergast.—So far as the consolidation is concerned, His Honour has taken great pains to let non-legal members know the facts about the different provisions, and to give them an opportunity to discuss whether it is possible to introduce them in this consolidation.

Mr. Cohen.—We all thought that the unanimity of this Committee would weigh very largely with both Houses—the Committee being representative of all parties in the Houses, and all its members having given attention to this matter.

Mr. Wettenhall.—This portion of the consolidation is explained in the explanatory paper, and the Committee fully endorsed it, knowing that it was an alteration of the law.

Mr. Prendergast.—The present law in Victoria does not contain these provisions, and it may be argued that when the present law was introduced, the matter was fully discussed, and it was decided not to include these provisions. It can be justly argued that there must have been some reason for not including them then. A number of people outside will be affected by this alteration of the law.

Mr. Richardson.—Only the scoundrels.

Mr. Prendergast.—That may be so in this instance, but there may conceivably be different opinions on the question, and there are a number of other new provisions on which there may be justly very divergent opinions in the community.

Mr. Richardson.—I do not think any member of Parliament will object to this legislation. I think it is generally recognized that a number of bogus companies are being floated, and that the shares are hawked round all over the State, and people are deceived, just as they are with allotments of land.

Mr. Prendergast.—True; but the other way would be to introduce legislation to deal with it specifically.

The Chairman.—It was a question of the balance of convenience.

Mr. Prendergast.—I am not against this particular provision, but there may be a number of other alterations of the law.

The Chairman.—There are, and you will see them in the explanatory paper. The attention of the House will be drawn to all of them. There is no reason why there should not be discussion on them. In fact, we hope there will be debate on some of them.

Mr. Cohen.—We are only doing what they do in other Legislatures in the world, committing a Bill to a non-party sub-committee, whose duty is to consider it and report to the House. That is what we are doing in this case, and we have been unanimous so far. I wish to impress upon Mr. Prendergast that this question was debated in the Committee. His view was put by me to the Committee, and it was debated.

Mr. Prendergast.—I am much obliged to Mr. Cohen. This is only one of the pieces of new legislation, but there are many others.

Sir Leo Cussen.—Yes.

Mr. Prendergast.—That is going to lead to debate. I wanted to get this consolidation through without debate, except references such as were made on the last occasion.

Sir Leo Cussen.—I think I can show you that there were some changes in the law on the last occasion. There were a good many, and attention was specially called to them.

Mr. Richardson.—You have not gone any further on this occasion than on the last, have you?

Sir Leo Cussen.—In some respects, I have. That is so in the case of certain provisions which I mentioned to the Committee at one of its early meetings, such as the County Court Act, and the Maintenance Act, and the Real Property Acts. I stated then that we had gone a good deal further in those cases. So far as the Real Property Acts are concerned, we are adopting the good work that has been done after 50 years of trial on it in England, so far as it is applicable to Victoria.

We have not adopted it entirely. We are not adopting their drastic changes; but, still, it cannot be said that there are no changes being introduced more than the mere correction of anomalies.

Mr. Cohen.—Those are technical legal matters, which it would be difficult even to explain to a layman.

Mr. Prendergast.—I was thinking about the question of outside agents obtaining stuff for sale and not giving returns. It seems to me just as proper to put that wrong right in this Bill as to deal with the question of the hawking of bogus shares.

Mr. Richardson.—The law could go a great deal further as regards the flotation of these companies. A larger sum of money ought to be deposited when they attempt to float them.

Mr. Cohen.—There is nothing to prevent what Mr. Prendergast suggests, but what we are setting out to do at present is to bring our companies law into line with the English law. Having done that, we can go further at some subsequent time; but there is a big advantage in having our law in line, and in having it, as we are now attempting to do, with the sections numbered in the same way.

Mr. Prendergast.—There was a big difference of opinion between the two Houses about that question of outside agents to which I just referred.

The Chairman.—Is that the Real Estate Agents Bill?

Mr. Prendergast.—No. I meant those agents for fruit or vegetables who go to the markets. There is an open system of swindling taking place in that connexion; but there was a difference of opinion between the two Houses as to the method by which it should be stopped.

Mr. Cohen.—Mr. Prendergast is referring to the Farm Produce Bill?

Mr. Prendergast.—Yes.

Mr. Cohen.—That will not come under the Companies Act in any circumstances.

Sir Leo Cussen.—I understood that Mr. Prendergast was quoting it as an example to show that there may be a difference of opinion between the two Houses. The only expression which I have heard from members in this matter is that the English law does not go far enough, but Mr. Prendergast may not agree with that view.

Mr. Prendergast.—I want to put down the practice as far as is possible, but in practically all legislation there is a party aspect. Some people have a strong desire for an amendment of the law in a certain direction, while others may just as strongly oppose it. I do not want the possibility of a party fight and a long debate to be brought into the consideration of these Consolidating Bills at all. If we allow it to come in on this amendment of the law, it may come in also on some other matters on which we do not want it to occur.

Sir Leo Cussen.—As members will remember, I introduced the question of amending the Companies Act with considerable diffidence in the earlier stages. I said to the Committee, "Do you think you can do this?" and eventually the Committee said they thought they could, and that I should do the necessary work. The great advantage of doing it now is that the Act has been very carefully gone over, and every little piece of the new English legislation has been fitted into its appropriate place—so far as we could find an appropriate place for it—and you get the whole thing as a unit. If we did not do this, the result would be that we would pass the Act of 1915 as it is. There would be no change in legislation there, and that would be easy; but then every one would agree that there ought soon to be introduced into Parliament, at any rate within the next year or so, the new English legislation. In that

case, it would be introduced as an amending Bill, and not fitted into the main Act at all, unless the Parliamentary Draftsman took charge of it and said, "When Parliament passes this amending Bill, we will alter the Consolidation Act, as they have done in England, to give effect to it." It was thought that while we were surveying the whole Act, it was desirable to put this new legislation in. It is mostly machinery, but special attention was called to this clause, seeing that it was something more than machinery. It is a definite change in the law, apart from machinery altogether. The only expression of opinion which I heard from members of the Committee was that they thought it ought to go a bit further; but, after all, that is only a matter of opinion.

Mr. Prendergast.—On previous occasions, we have altered the law in order to remedy what appeared to be palpable errors, which had been discovered through conflicting provisions in different Acts of Parliament. We agreed then that the best thing to do was to alter the law and strengthen it, and make the two Acts correspond.

Sir Leo Cussen.—If there is any real divergence of opinion about this clause, there will be no difficulty in dropping it.

Mr. Prendergast.—I do not want that to be done, but there are a number of other sections which make changes in the law. I want to know how all these things affect me personally.

The Chairman.—There is no doubt that there are alterations of the law.

Mr. Richardson.—There is nothing to prevent members discussing them.

Mr. Cohen.—I hope there is. We do not want a long discussion.

Mr. Richardson.—It will probably be rather a lengthy discussion; but I am certain that, in the interests of the public, we are doing the right thing.

Mr. Prendergast.—I am of the same opinion about several things that are not in the law.

Mr. Richardson.—There seems to be some flaw in the Police Offences Act dealing with those people who go round hawking pieces of land.

The Chairman.—We are dealing with that matter in the Real Estate Agents Bill.

Mr. Cohen.—That is now legislation which will satisfy even Mr. Richardson.

Mr. Richardson.—I was referring to a case at the Birregurra Police Court, in which a Mr. and Mrs. Lambie were concerned. The magistrate said that he had no power to deal with the case, and threw it out. It was a case of a man getting money from those people in connexion with a bogus land transaction. The victim handed over a cheque for £200, and was promised a payment of £400. The £400 never came to hand, but the cheque for £200 was cashed. The Court said that the transaction was very "fishy," but that it could do nothing.

Mr. Cohen.—I am satisfied that the Real Estate Agents Bill will cover that case, and Parliament will have its chance to pass that Bill this session.

Mr. Linton.—Is clause 270 an exact copy of the English Act?

Sir Leo Cussen.—No; it does not go as far as the English Act, although I think sub-section (1) is an exact copy of the corresponding English provision.

The Chairman.—Mr. Prendergast seems to think that this clause may cause a great deal of discussion in Parliament, which is undesirable in a consolidation. He fears that, not only with respect to this clause which deals with the hawking of shares, but also in regard to a number of other alterations in the law. He thinks that possibly we are wrong in altering the law in these respects in a consolidation unless after full debate.

Mr. Prendergast.—It is much more a subject for new legislation, which should be introduced into the House, and go through all the forms.

Mr. Slater.—I think it was agreed that, in view of the source from which the new law was coming, and having regard to the fact that it had been so carefully prepared by the English Committees, we should accept it in principle. Normally, that might be an objectionable course to take, as Mr. Prendergast has suggested, in this case; but I think there are special circumstances which warrant the Committee recommending the adoption of these provisions, which make changes in the law, seeing that the occasion is so unique. I do not think any serious wrong will be done.

The Chairman.—So long as the attention of the House is drawn to it?

Mr. Slater.—Yes; and so long as Parliament is told in clear and unmistakable terms the effect of the alterations, and the nature of the changes which are being made in the law. There is nothing undesirable in them. We went through the Bill last time, and only one or two points were raised, which I understood were left over for future deliberation by the Committee. I have very strong views, particularly on the phases of the law dealing with proprietary companies, but they are not touched by this legislation. I think that if we followed Mr. Prendergast's suggestion it would mean putting the whole of the Companies Act into the melting-pot, and submitting it to Parliament and having an interminable debate on it.

Mr. Prendergast.—Is not this going to lead to an interminable debate?

Mr. Slater.—Not in view of the assurances which both Houses would be able to get as to the source from which this legislation came, and that our companies law is patterned on the earlier English law, and that this consolidation is bringing our law into line with the newer English law, and that no new vital principles are involved. In those circumstances, the House could, I think, readily accept these assurances, and pass the Bill without any considerable debate. The question of proprietary companies could and should be dealt with by separate legislation.

Mr. Prendergast.—So long as this method does not deny to people who may be affected by it the opportunity of being heard.

Mr. Slater.—I do not think it does. We have examined it with that in view.

Mr. Prendergast.—Mr. Richardson brings up the question of selling shares.

Mr. Slater.—That is a new principle, and the Committee in England recommended its adoption. It is a very desirable new principle for us to embody in this legislation. I should not think there is any objection to it.

Mr. Prendergast.—No. I should probably vote for it.

Sir Leo Cussen.—If there is any particular section, like the section dealing with the hawking of shares, which the Committee would like to leave out in order to introduce it as special legislation afterwards, it could easily be left out in re-arranging the numbers. There are distinctions between the great bulk of this new English Act, and one or two sections like the one dealing with the hawking of shares. Most of the other sections are what may be called machinery sections, dealing with the question of how to manage a company's business, what notices are to be given, what balance-sheets are to be sent out, and what documents are to be supplied on request. I should think that, although they are changes in the law, there ought not to be very much difference of opinion about them; but as regards a section like the section dealing with the hawking of shares, I called special attention to it on the first occasion on which I mentioned the new English Com-

panies Act to the Committee, and at once most of the members of the Committee said, "A very good thing, too." So I left it in; but I could easily take it out if the Committee wished.

Mr. Slater.—It is better to have half a loaf than no bread. It is better to have it in its present form.

Mr. Goudie.—The only objection that could be taken to it is that it is practically legislation by Committee instead of by the House.

Mr. Cohen.—It will be by the House.

Mr. Slater.—It certainly will be, and the nature of the amendment will be indicated to the House, particularly in the case of a new principle like this, by the Minister responsible for the introduction of the consolidating Bill.

Mr. Prendergast.—I do not take any objection to the subject which is dealt with, but the point is that there are a great number of alterations being made in the law. Some of those may affect matters in which I am vitally interested. I do not want to hold this up, or to say that it should not go in. I think it is essential to pass some legislation to prevent confidence tricks being played on the community by these people. In fact, the law ought to be extended further. It is all a question of the method to be adopted, and, as I say, there are a number of other things dealt with besides that particular one.

Mr. Richardson.—You are speaking in a general way?

Mr. Prendergast.—Yes.

Mr. Cohen.—There is nothing to which attention has not been drawn.

Mr. Slater.—That is so. Sir Leo Cussen drew attention to everything at the last meeting.

Mr. Cohen.—The legal members of the Committee have undertaken to address their minds particularly to this matter of the Companies Act, and I think we shall all be in a position eventually to assure the Houses that there is nothing which they cannot fairly accept.

Mr. Prendergast.—In order to dispose of this subject now, I may say that I do not want to hold the measure up at all. It was only with reference to other provisions which might be in it.

Sir Leo Cussen.—Before you came in, Mr. Slater, I asked members of the Committee to mention any particular matter which they desired to bring forward, and Mr. Richardson mentioned the matter of hawking shares. That is what led to this debate. On the last occasion, you mentioned one or two matters into which you were going to look, with the idea that you might deal with them at this meeting, according to whether you were satisfied or not.

Mr. Slater.—I am afraid I have not done that. I see by the transcript that one matter which I brought up was the question of control over the redemption of preference shares. I felt that there should be some safeguarding of the rights of shareholders.

Mr. Cohen.—I thought you were satisfied that that was so.

Mr. Slater.—It is true that provision can be made by the Articles of Association, which, after all, would be the determining factor.

Mr. Cohen.—That is the contract.

Mr. Slater.—I should not like to see even the Articles of Association couched in such arbitrary terms as would enable a powerful group or groups to buy out minority shareholders. That would be a very disastrous position for small shareholders holding redeemable preference shares. I do not like it. I am afraid of the danger of even allowing it to go in the Articles.

Sir Leo Cussen.—That is clause 45. There, again, if the Committee think it should be left out, it may be. I refer the members of the Committee again to the re-

port of the English Committee on this subject. It appears on page 13 of the report as published—[reads]. That recommendation of the Committee is reflected in clause 45.

Mr. Slater.—With the safeguard suggested?

Sir Leo Cussen.—Yes. The clause is as follows—[reads]. That is quite a separate and isolated clause.

Mr. Slater.—I cannot help foreseeing grave possibilities of danger in this provision, because even with the safeguards the power to displace shareholders may easily be exercised; and the Articles are, after all, no effective protection, because most shareholders are apparently ignorant of their terms.

Sir Leo Cussen.—What is the danger that you foresee?

Mr. Slater.—The displacement of certain shareholders in the interests of groups, and the control of the company then falling into the hands of a group or groups of persons, the other shareholders being displaced by the redemption of their shareholdings.

Mr. Cohen.—The majority could not adopt a stand-and-deliver attitude of that kind. The price must be fixed somehow. The Articles would provide for that, and would provide that a fair and reasonable price should be paid.

Mr. Slater.—That may be so; but they might select a time to buy them out when people might not desire to sell out. If the shares are redeemable, the holders can be forced to sell.

Mr. Goudie.—The provision will give the company the power to redeem certain preference shares in the interests of the company itself, if that is thought desirable. I do not see any harm in it.

Mr. McGregor.—Preference shares are nearly always issued at a greater rate of interest than others. They are issued when a company desires to obtain fresh capital and cannot get it in the ordinary way. Preference shares are sometimes issued at as high as 10 per cent., and there should be a method of redeeming them.

Mr. Slater.—I will not press my objection. I only wished to put it to the Committee.

Sir Leo Cussen.—Every one who had those shares would know that they were redeemable shares, and I suppose you could hardly conceive of anything like honest directors making some class division in the company. The only division they might make would be to say that the preference shares issued in a certain year shall all be redeemed. I can hardly think that they would say, "We are going to redeem A's shares or B's shares."

Mr. Goudie.—They may be redeemed at par or at a premium.

Sir Leo Cussen.—The Articles will provide for that.

Mr. Slater.—Ninety-nine shareholders out of 100 never see the Articles.

Mr. Cohen.—The value and redeemability of the shares would be a feature of them.

Mr. Slater.—The Articles can impose any terms and conditions that they like.

Mr. Cohen.—They would not sell their preference shares if there were terms and conditions which were not fair.

Mr. Slater.—Having mentioned it, I will not press it further. Another matter which I mentioned was the disclosure of directors' fees. I have strong views on that question. There was also the question of the underwriting commission. The provision as to the disclosure of directors' fees ought to be expressed. The recommendation of the English Committee provides for the disclosure only on the receipt of a written requisition signed by the holders of shares carrying at least 25 per cent. of the voting power. I think there should be a full disclosure of directors' remuneration in the interests of the shareholders, independent of any requisition.

Mr. Richardson.—Is it not usually so?

Mr. Slater.—No. This will enable the management to avoid disclosing the directors' fees unless a requisition is signed by 25 per cent. of the shareholders. My view is that the directors have a definite duty to disclose the amount to the shareholders.

Sir Leo Cussen.—This is a provision which goes a certain distance along the lines that you desire, and which is not at present required by our law; so that, so far as it goes, you are in favour of it. You think, however, that it ought to go a little further?

Mr. Slater.—Yes.

Sir Leo Cussen.—All I can say is that I have copied the English provision.

Mr. Jones.—There is a danger about inserting what Mr. Slater desires, in that it will lead to controversy in the House, and certainly in our House, and that might mean jeopardy to the Bill. It would be a great pity if we could not get the English provisions inserted in our Companies Act to start with. That is what we are all out to achieve, if we can. If we load it up with anything in the nature of legislation introduced in this Committee, there will be a danger that the House may not accept it, whereas they may accept, and I think will accept, a copy of the English Act.

The Chairman.—That is a very sound view. This provision goes a certain distance in the direction which Mr. Slater wants. Why not leave it there, and later on bring in an amending Bill if you so desired?

Mr. Cohen.—If the information regarding directors' fees is placed in the balance-sheet, it becomes common property, which is not always desirable. If the method outlined in this clause is followed, the information will not become public property, but every shareholder will receive it.

Sir Leo Cussen.—I think the English Committee considered the matter very carefully.

Mr. Slater.—I will not press the matter in the circumstances. I see that the question of flotation is provided for.

Sir Leo Cussen.—Then I may take it that, if there is no more discussion on the Companies Bill, the Bill will have to be re-arranged. It will mean some work for us, and it will certainly mean more work for the Government Printer.

Mr. Collins (Parliamentary Draftsman).—He is very competent.

Sir Leo Cussen.—That is so. I understand that members have now received a copy of the Statute Law Revision Bill, and also of the general explanatory paper. I should like to know what members desire in the way of a meeting at which some of these matters may be discussed more in detail. I suppose that after Part I. of the Companies Act has been re-arranged, it will be necessary to have another meeting to consider the re-arrangement.

The Chairman.—That will, perhaps, be desirable. Has any one anything to bring up with respect to the Statute Law Revision Bill?

Mr. Blackburn.—In the *Supreme Court Act 1928*, there is a section, number 33, which was really the subject-matter of a Bill introduced by Mr. Slater, and introduced also by previous Governments. It passed through the Legislative Council, and was held up in our House. I refer to the Bill placing restrictions on the institution of vexatious actions.

Sir Leo Cussen.—It was never passed.

Mr. Blackburn.—It was never passed in our House, in fact, it was held up on my objection. I have just the same objection to it now; but it is in this Consolidating Bill, having been taken from the English legislation.

Sir Leo Cussen.—Is that provision the same as the Bill to which you have been referring?

Mr. Blackburn.—I have compared it, and it is the same, except that the words "Attorney-General" appear instead of "Law Officer."

Mr. Cohen.—A distinction without a difference.

Mr. Blackburn.—The reference to it is that it is adopted from the English Act.

Mr. Slater.—My Bill was the Vexatious Actions Bill of 1927.

Mr. Blackburn.—That was a copy of the English section?

Mr. Prendergast.—Is the English law the last word in law?

Sir Leo Cussen.—So far as procedure is concerned, I think it is. They have had a good deal more experience in England over these vexatious actions than we have, and they passed this section in the Administration of Justice Act.

Mr. Slater.—It was introduced in the Legislative Council, and passed without any objection. It would have gone through our House but for Mr. Blackburn's protest.

Mr. Blackburn.—I think it goes too far. That is my objection to it. I have not the slightest objection to the Judge disallowing the commencement of proceedings which he positively thinks are an abuse of the process of the Court; but it is going too far to say that he can stop it unless he thinks there is *prima facie* ground for the proceedings. I have a recollection of a case which was very nearly stopped, and then went to a successful issue. That was the case of *Cox v. Pimentel*. Cox was a layman who instituted actions in various Courts, mostly without success. He commenced an action against Pimentel. He issued the writ himself. A summons was taken out by Messrs. Snowball and Kaufmann, Pimentel's solicitors, under section 14A, and Mr. Justice McArthur nearly dismissed the action as frivolous and vexatious. The press reports show that His Honour had considerable doubts about allowing the action to go on, and yet in the end Cox won it. His Honour was not the only one who thought the case was hopeless, because subsequently Cox's counsel told him that it was hopeless, and that if Cox did not accept the small sum offered to him by way of settlement he (counsel) would withdraw from the case. He did withdraw from it, and yet the action ultimately went to a successful issue. It is a question whether, under section 14A, the action was not frivolous or vexatious.

The Chairman.—It may have been at the stage which it had reached before Mr. Justice McArthur, but it may have got beyond that stage before it went on. Plaintiff may have obtained fresh evidence.

Mr. Blackburn.—No. It was not altered in form, and it was not altered in substance.

Sir Leo Cussen.—Would you be satisfied, Mr. Blackburn, if the words, "and that there is *prima facie* ground for the proceedings," were struck out? That would leave in the words "that the proceedings are not an abuse of the process of the Court."

Mr. Blackburn.—I would like the clause to provide that such leave shall not be given if the Judge is satisfied that such proceedings are an abuse of the process of the Court.

Mr. Slater.—That is reasonable. My views are directly opposed to those of Mr. Blackburn on this question. A man like Millane has cost various municipal councils thousands of pounds. Surely the community has a right to be protected against vexatious litigation?

Mr. Blackburn.—A man might not succeed in an action simply because he could not put his position clearly to the Judge.

Mr. Slater.—I think there are sufficient safeguards. There is the provision regarding "Habitually and persistently." Then there is the further protection as in the English Act, that if he has no means, counsel may be assigned to him.

Mr. Blackburn.—He is entitled to have counsel assigned to him on the order, but not at any later stage. He can have counsel assigned to him to decide whether the order shall be made against him; but in all subsequent cases—

Sir Leo Cussen.—He can get counsel. The difficulty is that, if you provide that a man is not to bring an action unless he gets leave, and the Judge is not to refuse him leave unless he is satisfied that the action is an abuse of the process of the Court, you do not do very much good, because he comes up then with his new application. I do not think that Judges as a rule are hard-hearted towards poor litigants, but, as this provision is drawn, it may give the Judge a summary way of saying, after looking at an affidavit about twenty pages long—most of which is unintelligible—"I am not satisfied, and I will not give it." On the other hand, if he had to be satisfied formally that it was an abuse of the process of the Court, he might take longer to decide the question.

Mr. Blackburn.—Suppose you took out the words "and that there is *prima facie* ground for the proceedings"?

Mr. Slater.—That would be a reasonable compromise.

Mr. Prendergast.—There is sure to be a difference of opinion in the House if there is a compromise here.

The Chairman.—If those words go out, there will be no objection.

Sir Leo Cussen.—I will make that amendment in the Statute Law Revision Bill.

Mr. Blackburn.—After I objected to Mr. Slater's Bill, I had a number of letters from people about actions which had been brought for years by men who had failed at first and finally succeeded. There was one in New Zealand in which a member of Parliament, who was also a lawyer, was unsuccessfully sued for a number of years, and was finally successfully sued by the party who brought the original action.

Mr. Wettenhall.—Is it agreed that the words referring to a *prima facie* ground shall be taken out?

Sir Leo Cussen.—That is so.

Mr. Wettenhall.—The Committee will be well advised to accept that amendment, rather than risk opposition to the Bill in the House.

Mr. Prendergast.—How do you propose to put these amendments before the House? Is it intended to make a general citation of all the amendments that are being proposed, printing them separately, so that we will be able to see what they are?

Mr. Cohen.—The explanatory paper will draw attention to them.

Mr. Prendergast.—That is the danger, because it will be a very extensive paper.

Mr. Slater.—That is the only way in which it can be done.

Mr. Prendergast.—We will only have the statement of the Attorney-General in our House, and of another Minister in the other House. I should think that would be printed.

Mr. Cohen.—Yes. The explanatory paper will be printed.

Mr. Prendergast.—Beforehand?

Mr. Cohen.—Yes.

The Chairman.—Mr. Prendergast wants something shorter, setting out the clauses which involve alterations.

Mr. Slater.—Even that will be pretty big, and take some preparing. I think what Mr. Prendergast has in his mind is a short statement of the principal features of the consolidation.

The Chairman.—I will do that in my speech; but it will be a simple matter to make a list of the clauses which involve amendments or alterations in the existing law for the convenience of members.

Mr. Cohen.—Does not that amount to an explanatory paper on an explanatory paper?

The Chairman.—Except that it will be shorter, giving the numbers of the sections. Members looking at it will be able to say, "We need not bother about that section, but we must be careful about this section, because it involves an alteration of the law." We will have to meet again, and before we do so it will be as well for all the members of the Committee to make themselves familiar with the explanatory paper, and be prepared to raise any questions which require settlement at the next meeting, because we shall not have many more opportunities to meet after that one.

The Committee adjourned.

THURSDAY, 13TH JUNE, 1929.

Members Present:

The Hon. H. I. COHEN, K.C., in the Chair;

Council:

The Hon. J. P. Jones,
The Hon. M. McGregor,
The Hon. H. F. Richardson,

Assembly:

Mr. Blackburn,
Mr. Linton,
Mr. Prendergast.
Mr. Slater.

Sir Leo Cussen.—I understood that this meeting to-day was called chiefly for the purpose of enabling members of the Committee who have had an opportunity of perusing the general explanatory paper, to raise any matters that they thought of importance and desired to discuss, and in the second place, to enable me to report upon how the matter which was discussed at the last meeting, namely, the incorporation of the English legislation in the new Part I of the Companies Act, is progressing. I told the Committee on that occasion, just a fortnight ago, that I hoped the arranger's work would have been finished in a fortnight to-day, but it has taken longer than was expected, which is not uncommon in these matters, and I do not think it will be finished for another week. In addition to that, the rearrangement is more complicated than I anticipated, and probably will necessitate a heavier task on the printer than I anticipated. It may take them two or three weeks to put through, so that the thing will not be ready, possibly, till towards the end of July. I wished the Committee to know that the task of printing was heavier than I thought it would be. It is being carried out as expeditiously as it can be and no delay will occur. I have not got any other particular matter to bring before the Committee to-day, but if there are any questions which any member would like to raise, I will be very glad to deal with them. Mr. Blackburn did mention one to me, but I think he prefers to go into it a little more fully before it is discussed before the Commission. Might I ask if there are any matters that members of the Committee wish to bring up?

The Chairman.—I do not know of any, I have none personally.

Sir Leo Cussen.—I do not know whether the Attorney-General has any or not. Are there any other matters that you wish to bring up, Mr. Blackburn?

Mr. Blackburn.—No.

Sir Leo Cussen.—You would prefer to defer section 100 of the Public Service Act for the present until you have discussed it in detail?

Mr. Blackburn.—Yes.

Sir Leo Cussen.—Have any of the other members of the Committee anything to record?

Mr. Richardson.—I would like to ask a question with regard to the Police Offences Statute. It seems to me it is necessary to make a good many amendments to meet the requirements of the present day position. So far as that is concerned, I doubt whether it could be dealt with by this Committee, it would have to be dealt with by special legislation.

The Chairman.—There is a Police Offences Bill which the Premier referred to last night which will be fairly comprehensive. What I would suggest is that if you have any matter which you would like to have incorporated in such a Bill, that you get in touch with the Attorney-General.

Mr. Richardson.—I will. There are two or three things I think should be dealt with. There seems to me great weaknesses so far as the Police Offences Statute is concerned.

The Chairman.—Will you indicate them?

Mr. Richardson.—I will indicate them to the Attorney-General.

Mr. Prendergast.—That would apply to legislation which might be introduced into the House.

Mr. Richardson.—Yes.

Mr. Prendergast.—There seems to be a great weakness so far as prosecutions for reckless driving of motors are concerned.

Mr. Richardson.—Yes, and we have got to tighten up the law so far as motor driving is concerned.

The Chairman.—That is rather referring to the Motor Act of 1928.

Sir Leo Cussen.—The prosecutions usually rely upon the provisions in the Motor Act.

The Chairman.—That comes under the Motor Act more than the Police Offences Statute.

Sir Leo Cussen.—Yes, I think so.

Mr. Blackburn.—There are driving offences under the Police Offences Act.

Sir Leo Cussen.—Yes, but they were passed before motor cars were known. But there is a special provision in the Motor Car Act which I think is the one which is generally resorted to when a prosecution is desired.

The Chairman.—I think that is section 23 of the Motor Act of 1928.

Mr. Prendergast.—It seems to me it is a pity there is not more uniformity in the work of the magistrates in that matter.

The Chairman.—The section of the *Motor Car Act* 1928, is section 10, which refers to a person who drives a motor car on a public highway recklessly or in a manner which is dangerous to the public, having regard to the circumstances of the case. Those are offences against this Act.

Sir Leo Cussen.—That seems pretty wide, it seems a matter of administration, as Mr. Prendergast pointed out, to get more uniformity amongst the magistrates upon this matter.

The Chairman.—The section about drunken drivers is section 23.

Sir Leo Cussen.—There is one matter about which I might give the Committee a little information, and that is as to what is proposed with regard to the publications to be issued to the public. These volumes, you will understand, contain only the consolidating Acts. There are certain Acts which will be published in the volumes as issued to the public which are not in the volumes that you have in front of you on the table which contain all the consolidating Acts. For various reasons some Acts have not been consolidated. For example, the Constitution Act is an Imperial Act and of course is to be dealt with, so far as the Victorian Parliament has dealt with it at all, in a very

special manner. That was published in previous consolidations simply as it passed the Imperial Parliament many years ago, and as it has been amended in its own provisions from time to time by the Victorian Parliament. The clauses which have been repealed or affected have been set out in italics, and that practice will be pursued again. That Act will be published, but of course it is not consolidated in the ordinary sense of the term. Then there are certain Acts relating to arrangements with the Commonwealth, the Commonwealth and States Financial Arrangements Act, for instance. That Act is of very great importance, of course not only for that it says directly itself, but for the fact that while it is in operation, it affects other Victorian Acts, chiefly Finance Acts. Of course we could not consolidate that because it is a matter dependent on the agreement with the Commonwealth. So that is simply published as it stands with the provisions noted which may affect other Acts which are in the Consolidated Acts. Then the third one which has been treated in an exceptional manner and not consolidated, is the Imperial Acts Application Act. I am sorry that I did not bring up a copy to show you what has been done with that. That, of course, is a very important Act consisting of a number of transcribed enactments and what are called consolidating provisions. As I indicated when that Act was being considered in 1922, at the next consolidation a great number of its provisions would be taken out of it and put into their appropriate places in other Acts. That has been done, not only with reference to the provisions which were simply transcribed in the old English legislation, but also almost entirely so far as the Imperial Acts Application Act consists of consolidating provisions. For example, a great part of what are called consolidating provisions, there were nearly 100 sections, have all disappeared and gone into their appropriate places and a good many of the transcribed provisions have been repealed, and gone into their places in the consolidating Acts. The Act was of such importance that it was thought desirable not to treat it in the ordinary manner and simply set out those provisions which will be existing after the consolidating Acts are passed; the consequence is, it will be printed in full. That procedure had the additional advantage that the very difficult matter of printing is disturbed as little as possible. Take those old transcribed provisions with their quaint spelling, if you tried to cut them out, it would have caused a lot of difficulty in the printing, consequently the Act has been printed in full. Every provision which has been repealed is ruled through, so that when you turn up the volume when it is issued to the public, you will find the Act set out in full, but where a section has been repealed, you will find it was marked out, and in the margin you will find notes repealed by the *Marriage Act* 1928, for example, by section 43, or something of that sort. So that the whole of the provisions in that Imperial Acts Application Act wherever any of its provisions have gone, will be properly indicated and there will also be indicated which of the provisions have been repealed. There will be no difficulty in that matter when looking at it, and it was thought well to preserve it whole. It is not consolidated, but it is treated in that exceptional manner. I think those are the chief matters which will be included in the volumes issued to the public, but which are not included in the volumes which you have before you. I thought that information might be desirable because some one asked me the other day what had become of the Constitution Act because he did not find it in the volumes. It was not in the volumes because it did not come before Parliament in last session. It is an Act which will have to be dealt with in a very special manner, if it is dealt with at all.

The Chairman.—Will there be any private Acts volume at all?

Sir Leo Cussen.—That is perhaps a question we might debate. The real difficulty, the one which is always cropping up, and which is a great blot in our legislation, is a matter of form. I am not talking about a matter of policy at all, but the matter of form of the Melbourne and Geelong

Acts. There is no doubt about that. An attempt was made to try and consolidate the Melbourne and Geelong Acts but it was too big to be successful. It was also felt that it was a very controversial matter and you could not put them into decent order unless you made alterations in them and so after several weeks' trial, the matter was abandoned.

The Chairman.—Did it get so far as to be of use now?

Sir Leo Cussen.—So far as it was of use I gave it to Mr. Collins, the Parliamentary Draftsman, and he told me he had used a great lot of matters which were in it in connexion with drafting the Greater Melbourne Bill. That has been dropped and we are now back in the old position. The matter of practical importance is this. I have already had set up by the printer all the private Acts which I think would be desirable to issue to the public, specially, except the Melbourne and Geelong Acts. Is it desirable to do this in a volume, like they were put in in 1890 and issue that volume? Of course if there were a Greater Melbourne Bill to be passed soon, they would all disappear, I suppose, and that would be of very little use. They will take up several hundred pages of a private volume, but on the other hand it is certainly a matter of importance with reference to Melbourne and Geelong that they should be able to find all these Acts in a convenient volume, and if they stand as they are and Parliament goes on in the same way as before, as it has been going on now for many years, now and again putting Melbourne and Geelong into other Acts, it would be worth while doing it. On the other hand, if they are going to disappear very soon, it would mean filling up several hundred pages of a private volume with something which would not be of much importance. That is a matter for the Committee, would they give me the necessary guidance? I do not think it is a matter so much for Parliament, but a matter of administration and convenience. Will it be desirable to put into a private volume the Melbourne and Geelong Acts as they stand?

The Chairman.—How many of them are there?

Sir Leo Cussen.—Dozens of them.

The Chairman.—Could there be no consolidation of them at all in any shape or form?

Sir Leo Cussen.—I do not think so.

The Chairman.—It is certainly a difficult task, if you want to find anything you have got to look through each and every one of them.

Sir Leo Cussen.—If I had a free hand I could consolidate them, but I am quite certain that members of the City of Melbourne and the City of Geelong and other people, might not agree with everything I do. They would say these are controversial matters. It would raise controversy.

Mr. Blackburn.—My recollection of what was done in 1890 was that they printed these volumes and showed how they had been affected by amendments in the same way as in the consolidated Acts.

Sir Leo Cussen.—Yes, it was so.

Mr. Blackburn.—I think they ought to be re-arranged.

Sir Leo Cussen.—They took up 250 pages and they would take up more now.

Mr. Blackburn.—They might be printed in a separate volume. That suggestion is worth considering.

Mr. Richardson.—It would be of great advantage if we could get the Melbourne and Geelong Acts consolidated. So many of the clauses have been altered through the provisions of the Local Government Act being extended to Geelong and Melbourne that it is difficult to know exactly what they are. You cannot buy a copy if you want to get what is the law, but you have to go to the Town Clerk, who has got written on the margin where the clauses have been amended by the Local Government Act. It is a most complicated state of affairs, and if you are not going in for a new Local Government Act then provisions like the election of aldermen and people having the right to vote should be very much easier got at. It would be a great advantage

if you could take out all the provisions that have been repealed. It would bring the Act down very much, and there would not be anything like the same number of clauses.

The Chairman.—It is a regular maze at present.

Mr. Richardson.—Geelong and Melbourne I know would be only too glad if it could be done.

Sir Leo Cussen.—As the Chairman suggests, this could be done, but it will take some time. It is not a matter of great urgency so far as time is concerned, and if it were done within the next four or six months, it would be all right, it does not affect the general consolidation. Mr. Blackburn, I think, suggests the Acts could be published like we publish the Constitution Act, if any section has been repealed it could be marked "Repealed," and if repealed by the Local Government Act, or whatever it was repealed by, cross references could be given with regard to those matters, for instance, "See now Local Government Act so and so." That will no doubt be convenient, and if the Acts are going to remain for some years, I should think practically necessary.

Mr. Richardson.—There is going to be a fight later on. In every session of Parliament, there is some clause extended to the Melbourne and Geelong Acts from the Local Government legislation. They repeal some of the clauses of these old antiquated Acts. I would like to see them abolished and all put under the Local Government Act, which I have fought for for years.

Mr. Blackburn.—Something will have to be done, they are very inaccessible at present.

Sir Leo Cussen.—There is a man named Bell who published a collection of the Melbourne and Geelong Acts, which is the most convenient collection I know of. However it does not go beyond 1900 I think.

Mr. Blackburn.—I had a great deal of difficulty in trying to find whether there was provision for women to vote in the City of Melbourne. I think the Turner Government put an Act through that they might vote.

The Chairman.—The Trustees Companies Acts, will they disappear from the private volume?

Sir Leo Cussen.—Yes, entirely.

The Chairman.—And the Racing Act?

Sir Leo Cussen.—That will go, if published, into the private Acts.

Mr. Blackburn.—In another of the private Acts I think there was that question of the Lord Mayor remaining in the council for the year during which he was Lord Mayor elect. There was some difficulty arose over that, through the fact that cases on the City of Melbourne Acts were not noted at the foot of the sections.

Sir Leo Cussen.—You mean in 1890?

Mr. Blackburn.—Yes, the 1890 consolidation.

Sir Leo Cussen.—They ought to have been.

Mr. Blackburn.—There was a case not noted there in any event.

Mr. Richardson.—That was the case where a man elected as mayor did not require to go before his constituents. He held for one year after that.

Sir Leo Cussen.—There are some cases noted in that consolidation but they do not seem to be very particularly noted, certainly.

Mr. Prendergast.—As a matter of fact you can appoint an alderman or a mayor who is not a member of the council at all. The Lord Mayor need not go for election within twelve months of being Mayor.

Sir Leo Cussen.—Will the Committee be good enough to indicate whether they think that the Melbourne and Geelong Acts should be taken as they are and explained and illustrated so far as they can be with footnotes, referring where necessary, to the Local Government Act, and referring where necessary, to cases which have been decided under the Local Government Act?

Mr. Slater.—I think that will be very difficult.

Sir Leo Cussen.—It is not a difficult job like consolidation, the difficulty will be to make the notes complete. Notes are not like an Act of Parliament.

Mr. Slater.—I support Mr. Richardson, I would like to see the Melbourne and Geelong municipalities under the Local Government Act.

Mr. Blackburn.—I would like to see the course adopted that they should be published. They might be published in a separate volume.

The Chairman.—It would be useful to have them in a separate volume. Would they occupy 250 pages of a volume?

Sir Leo Cussen.—There may be 350 pages.

Mr. Richardson.—There would be a lot of the clauses repealed.

Mr. Slater.—But they would all be indicated.

Mr. Richardson.—Would it do any harm to drop all those repealed sections out?

Sir Leo Cussen.—I do not see why they could not be dropped out if they are repealed.

Mr. Blackburn.—If there were not a very great number, it would be better to keep them in.

Sir Leo Cussen.—That is the point.

Mr. Richardson.—Some of those old sections have been repealed many years, these Acts have been amended again and again because the legislation has been in force for 70 or 80 years.

Mr. Prendergast.—Would consolidation lead to any clearness in connexion with the matter?

Sir Leo Cussen.—Very great clearness, but you would have to decide in any event what you might call controversial questions. We tried very hard and we thought it would not be fair to ask Parliament to treat it as a consolidating Act.

Mr. Prendergast.—You might ask for a Bill to be introduced.

Sir Leo Cussen.—That is another matter. That is what Mr. Collins did, I understand.

Mr. Prendergast.—The course you suggest will point out in the book what is not clear to the knowledge of the majority of people.

Sir Leo Cussen.—I have no hesitation in saying so far as form is concerned, that the greatest blot on our Victorian legislation is these Melbourne and Geelong Acts. It is a difficult problem to deal with. If Parliament could give up half a session to it and debate it and pass an Act, it could do it.

The Chairman.—After all, there are very few people interested in it. Half the people have really no interest in the matter.

Mr. Richardson.—It would only be people residing in Melbourne and Geelong, of course. But you cannot buy a copy of the Act.

The Chairman.—And if you did buy it, you could not understand it.

Mr. Prendergast.—Would Sir Leo Cussen indicate the course that he suggests?

Sir Leo Cussen.—I do not think it can be done satisfactorily as a consolidating Act to start with. It could be satisfactorily done, I think, at a great expenditure of time by introducing an Act which Parliament would debate to a great extent clause by clause.

The Chairman.—What are the big questions which would have to be determined as a matter of controversy? You have got to take the thing as it stands now with all its imperfections.

Mr. Blackburn.—If it is an amended Bill the House will not stand it being treated as a consolidated Act. They will not stand being limited to consolidating work.

The Chairman.—As a pure piece of consolidation, could you not piece it together in such a way to contain everything that now exists?

Sir Leo Cussen.—It would be very unsatisfactory, particularly when you contrast it with the Local Government Act in which there are a number of other modern provisions. If you put in another modern provision, people would say, "Why do you not alter it?" As you yourself suggested, there are a number of provisions in the Melbourne and Geelong Acts which are almost impossible, if not altogether impossible, to understand.

Mr. Richardson.—I am told the Town Clerk of Melbourne and the Town Clerk of Geelong have a difference of opinion on one point in the Act at the present time.

Mr. Jones.—I think the suggestion of Sir Leo Cussen is the better one, to make these references and cross references and I should say publish the Acts, as the Chairman suggests, in a single volume.

Mr. Richardson.—I would support Mr. Jones, so far as that is concerned, I know you would be thanked very heartily by the two councils and a good many of the rate-payers, and a good many solicitors too.

Mr. Prendergast.—There have been very full debates on it in the House because it is always coming up, the question of the abolition of alderman.

Sir Leo Cussen.—The course you suggest will be adopted, and I may say that I do not think that the matter is one that will need my absolute personal attention, because it is not like consolidation. It must be done with care, and care will be the chief thing. They will be done with care, and every thing that is repealed is noted, and secondly, there will be footnotes explaining and illustrating, and wherever they can, they will refer to any other Acts. I will have this done and even if you do think of bringing your Local Government Act up to date, it would be of assistance to Parliament in future putting it in order.

The Chairman.—It would not be as heavy as consolidation?

Sir Leo Cussen.—Not to get it started again. It will not be nearly as difficult as consolidation. I understand that can be done. Now might I call attention to the position of the private volume, appearing as it was, in 1890, and show how it will be so different now to what it was then. The Acts relating to banking companies, there were a great many Acts referred to in the publication of 1890, have disappeared. I think we have only got one of them left, and that is the Bank of Australasia Act. That is a very old Act. The others were chiefly Acts relating to times when the companies were not incorporated under the General Companies Act, and provided how they might sue by their managing director or manager, and how they might prove their incorporation, and various controversial matters, all of which are now dealt with in these general Acts. We came to the conclusion every one of those Acts could be repealed except the Bank of Australasia Act, which bank carries on, I think, under its old charter. All the other banks in Victoria, so far as they were dealt with under these Acts, are now under the Companies Act. I am not quite sure whether there is not a Bank of New South Wales Act still existing. The next point is in regard to Acts in references to bridges. For instance, the old Studley Park Bridge Act and other consolidated Acts. Then there were the Acts relating to Melbourne and Geelong, they have stood so far as they can stand. Then there are the Acts relating to Insurance Companies, a few of those still stand. Then there are Acts relating to local grants. We have gone through those carefully and so far as they have been carried out, we have repealed them. So far as they still have some life in them, we have left them existing, but most of them will disappear now and they will not be in the private volume, or any existence, since they are repealed by that Act I told you was at the beginning, the Acts Enumeration Act. Then there were Acts relating to companies, such as the Melbourne Stock Exchange. They have

gone. There were also Acts relating to railways, they have gone. I think they have been abandoned, or else the Acts have been repealed. Then there are Acts relating to religious denominations, most of them stand. The Acts relating to tramways took up a great part of the private volume. Most of them related to the Melbourne Tramway and Omnibus Company. All those have gone now. All the old Tramway Acts have been repealed, as you will see, if you look at the Metropolitan Tramways Act in the new volume. Then as to Acts relating to trustee companies, there were about twelve or fourteen of them, they have all gone.

Mr. Richardson.—There is similar legislation for all trustee companies.

Sir Leo Cussen.—Yes. So far as a few words of difference were concerned, they have all been re-arranged. Every now and again you would come across a new word in one Act which was not in another Act.

Mr. Richardson.—Now the legislation is exactly the same.

Sir Leo Cussen.—Yes. Then there are Acts relating to water supply. There is not more than one still in existence, all the others have been repealed. Then there were a number of miscellaneous Acts, most of which have been repealed too. So that the volume, the bulk of which before was taken up by Acts relating to Melbourne and Geelong, trustee companies and tramway companies, has been much reduced. So far as the last two are concerned, the new volume will not contain any of them at all, the Trustee Acts and the Tramway Acts have all gone, and are all in the general volume so far as they are not gone.

Mr. Blackburn.—I think there must be still existing a Bank of New South Wales Act because we recently amended it.

Sir Leo Cussen.—That is so. The Bank of New South Wales Act is not in the volume. The Bank of Australasia Act is. I think the Bank of New South Wales Act was an Act repealing all the old Acts and that is why it is now dropped. I am nearly sure that is so.

Mr. Richardson.—There must be a number of private Gas Companies Acts that are still in existence as they were originally passed.

Mr. Blackburn.—They would not all be in existence, because some of them would be for companies that fused with the Metropolitan Gas Company.

Sir Leo Cussen.—They are set out at page 31, Ballarat, Geelong, Castlemaine, Bendigo, Metropolitan Gas Company.

Mr. Prendergast.—Would uniformity help that matter?

Sir Leo Cussen.—It is hardly worth talking about. They are very slight amendments and they cause no complication. Those schedules of the Acts Enumeration Act are very convenient, enabling you to see what Acts are in force, relating to gas companies and companies of that kind.

The Chairman.—There are 22 Acts relating to the City of Melbourne, and then there are some which apply both to the City of Melbourne and the City of Geelong, fourteen in number.

Mr. Richardson.—I thought they all applied to both.

The Chairman.—No.

Mr. Blackburn.—The Act of 1926 repealed the Bank of New South Wales Act.

The Chairman.—About Geelong: The Geelong Incorporation Act is earlier than Melbourne, that is how the Acts were all the same practically, and some relating to both. There is quite a number of independent Acts for Geelong like there is for Melbourne.

Mr. Richardson.—I suppose if Melbourne got power to borrow extra moneys, some of the Acts would relate to that.

Sir Leo Cussen.—Yes, they do. I do not know that I have anything more to say to-day, but I suggest possibly you will want another meeting. I assume Parliament will probably be meeting early in July.

The Chairman.—It is fixed for the 3rd July.

Sir Leo Cussen.—The court goes into vacation on the 30th June to the 15th July, and I hope towards the end of the vacation to have all the work on this company matter finished, and I could give you any time you desire for the purpose of assisting the Committee any further. After the 1st July any time would suit me.

Mr. Jones.—I would suggest that we fix the following week after the meeting of Parliament.

The Chairman.—I suggest Tuesday, 9th July, at 11 o'clock.

Sir Leo Cussen.—That will be suitable to me.

The Committee adjourned.

THURSDAY, 13TH AUGUST, 1929.

Members Present:

Mr. MACFARLAN, in the Chair;

<p><i>Council:</i> The Hon. H. I. Cohen, K.C. The Hon. W. H. Edgar, The Hon. G. L. Goudie, The Hon. J. P. Jones, The Hon. M. McGregor.</p>	<p><i>Assembly:</i> Mr. Linton.</p>
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The Chairman.—I have an apology from Mr. Richardson, who is unable to be present on account of urgent business.

Sir Leo Cussen.—This meeting has been delayed much longer than I anticipated, and I think longer than you anticipated. When we last met the position was that we had received from England the Consolidating Companies Bill. That followed after a considerable lapse of time an amending Bill which had been passed, I think, early in 1928, and we were endeavouring to incorporate the amending Bill in the consolidation. I pointed out at that first stage that I anticipated that that amending Bill would immediately be followed in England by a consolidating Bill, and that it was a great pity that we had not the consolidating Bill, or still better the consolidating Act, to go on, because otherwise the great advantage of having the section numbers the same could not be achieved or very likely could not be achieved. The next stage was that we received the consolidated Bill with the intimation that it had been introduced into Parliament, and we found that what had been anticipated out here had occurred, that is to say, that the section numbers had been considerably altered, but we were still without information as to whether the amending Bill would go through Parliament and become the Consolidated Act. In that state of circumstances, and having regard to the necessity of getting on with the matter, we took the Consolidated Bill, assuming in all probability it would be entirely or almost entirely adopted as the Consolidated Act. That was the last stage we reached, and I anticipated that on those materials you could have another meeting within a week or two, or a few weeks anyhow. Well, just as we had got to the completion of that stage of the matter, the Consolidating Act arrived, and it was found although there were not many alterations, still there were a number, and some of importance, and also what was more important for our purposes, that the section numbers had been re-arranged and the consequence of that would have been that if we had passed the Companies Act for our purposes in the state in which we had left it at the last meeting, we should not have got the advantage of the English text-books in relation to the section numbers. Then the question was, was it better to take a little more time and make it much more adaptable than it had been, by using the Consolidating Act instead of the Consolidating Bill. On the whole, I came to the conclusion it was better to take more time, and communicated with the Attorney-General telling him that I was sorry the meeting could not be held until we had made considerable re-arrangements and had much more printing done. The position now is that subject to some very minor alterations, which are at present being sent to the printer,

we have incorporated the English Consolidating Act so that it is in the best condition now that it could possibly be so far as section numbers and arrangements of the Act is concerned. Apart from local adaptations in a few cases where local legislation has made a particular provision which differs from the English provision merely by reason of change of locality, Part I. of this Act, now assuming that this Statute Law Revision Bill is passed, will be in the same form and with the same arrangement as the English Act. Therefore the position, so far as I am concerned now, is the matter is complete, but the practical question, I think, is this—assuming that this Statute Law Revision Committee is prepared to recommend that this Bill, the Statute Law Revision Bill, be passed, then of course it will be necessary to bring it before the House. There will have to be copies printed. Whether it will be necessary to have, say, 100 or 150 copies printed so that each member will have a copy, is a matter of course which the Houses must determine for themselves. That will be the cause of any delay that will take place now, that is, in what time the Government Printer can have in the hands of members, in the hands of every member, or in the hands of a considerable number of members, this Bill in the condition in which it is to be presented to Parliament. I suppose that will take a few weeks. I have not had much experience in that matter. Perhaps Mr. Alexander could let us know.

Mr. Alexander (Clerk of the Parliaments).—I will make an inquiry from the Government Printer.

Sir Leo Cussen.—Perhaps the Committee might also like to know at this stage how long it would take the Government Printer to do this. You might ask him as soon as he gets the reader's copy back, which should be within a day or two, at what time could he provide 150 copies.

Mr. Goudie.—There is one thing I would like a little information on in regard to the consolidation and with regard to the Local Government Act. There are Bills at present before the House, and there have been Bills before the House in which there are distinct amendments, which have been brought about by the agitation of various municipalities, and it would seem to me a great pity if they could not be incorporated in the Statutes as now being consolidated. Is there any possibility of doing it?

The Chairman.—We have to stop somewhere.

Mr. Goudie.—There have been, as I say, extensive amendments to the Local Government Act brought about by the representations of various municipalities, and it would seem to me a great pity if the amendments could not be incorporated. I regret the Act was not passed last session.

Mr. Edgar.—You are assuming that the Act will be amended during the coming session.

The Chairman.—What Mr. Goudie suggests would mean the hanging up of this consolidation indefinitely, and we have got to stop somewhere.

Sir Leo Cussen.—It is the experience of all of you that Parliament very rapidly alters Acts here, and whenever you pass consolidating Acts you will find a lot of things altered.

The Chairman.—We have Bills in our House which, if passed, are going to effect marked alterations in the Consolidated Act.

Mr. Goudie.—Seeing that the amendments of the Local Government Act are the result of representations by the municipalities, could it not be done? When we are revising the Statutes as we are doing, when we have important amendments like these, I do think it is a pity if they cannot be incorporated.

The Chairman.—It is a pity, of course, but we cannot put everything into the consolidation. It is not practicable.

Mr. Linton.—Seeing that we are dealing with the Consolidating Companies Act this morning, can Sir Leo Cussen inform me how many clauses from the English Act have been inserted which this State has not legislated for?

Sir Leo Cussen.—I do not know that I can really say how many, but I should say that there are a great many.

Mr. Linton.—My reason for asking that is this, could they not be clearly marked in the members' copies for identification, and drawing their attention to the fact that they have not been legislated for here?

Mr. Cohen.—The explanatory paper will do that.

Sir Leo Cussen.—Yes, it will largely do that. I think it does it very fully, still it does not quite do what Mr. Linton wants—that they should be marked on the side in some way. There is also this about it, that the English Act you will see in the margin now is "19 & 20 George V."

Mr. Cohen.—In that connexion if you will look at the explanatory paper you will see, for example, section 109 "This section, which is taken from the 1929 Act requires a company," &c., then in section 3 you will see "In subsection (1) following the 1929 Act." It would not be any great difficulty for anybody to take up the 1929 Act in connexion with these various sections.

Sir Leo Cussen.—Referring particularly to what Mr. Linton mentioned, I want to say this, that there is this additional source of information. If you look at the margin of the sections, for instance, take section 29—you really want to understand printer's signs to follow this—you will see at top of page 98, on the left-hand side "Companies Act 1915," printed in italics. I might say for your information that the practice in marginal notes is to place the Victorian Acts in italic and the English Acts in Roman, I think that is what they call the upright type. I think Mr. Collins will say I am right in that. That is carried through consistently. For example, if you look at the marginal note to section 29, you will see "Form of contracts," and you will see a note after that in italic which means the *Companies Act 1915*. Then you will see after that the English Act is in upright type or Roman type. That little bit of information there under the words "Form of Contracts" tells you this—that you will find that section substantially contained in section 83 of the present Victorian Companies Act, and you will also find it contained in section 29 of the new English Act. That is an illustration of the fact that text-books can be used because section 29 in one Act is the same as section 29 in the other Act. You will also find by the reference in brackets it was in the other English Act "8 Ed. 7, Sec. 76." So you follow right down the marginal notes. Then if you turn to page 141, and section 109, you will see there was provision on the subject in the English Act, but there was no Victorian provision on that same subject. If you do not see in the margin a reference in italic to the *Companies Act 1915*, or some other Victorian Act, you will understand that this is a new section.

Mr. Cohen.—Then if you turn to page 144 and section 115, that is perhaps a good illustration.

Mr. Goudie.—That means that the new section is in which, the Victorian Act or the English Act?

Mr. Cohen.—In the new English Act.

The Chairman.—I may say for my own purposes, in introducing this Statute Law Revision Bill into the House, and in endeavouring to try and make it as clear as possible to members, I am having a list of the sections extracted by number, which contain anything new, which was not in our existing company legislation.

Mr. Linton.—I brought it up so that members would have their attention drawn to it.

The Chairman.—I will have to tell members anything that is new and for that purpose I will have a list of the numbers of the sections taken out.

Sir Leo Cussen.—If you turn to page 166, section 149, I think you will find that is another good example of what has been referred to. It says "Disclosure by directors of interest in contracts." It will be seen that there is a reference in upright type or Roman type to section 149. That means that that comes from section

149 of the new English Act 19 and 20 George V., which you will see printed at the top right-hand side of the page. You will also see a reference to 18 and 19 George V., that is the English amending Act, which I have told you has now been consolidated in the Act 19 and 20 George V. Those marginal notes are full of information if you trace them out.

The Chairman.—What is wanted is to indicate what is new and what is old. I think when I have had a list prepared giving the number of the sections, that will meet what is desired.

Sir Leo Cussen.—Yes. You will see also if you look at the explanatory paper that the first paragraph gives you some information, to enable you to understand it. If you couple that with the information given in these marginal notes, you will find it is all there, but of course as the Chairman said, it will take some digging out. The first paragraph says "The Companies Act appears in this volume in the form in which it was re-enacted by the Statute Law Revision Act 1929." Of course that is an anticipatory statement which assumes that the Statute Law Revision Act will be passed, but any member of the public reading this will know this is the Revision Act. Then it goes on "The numerous and important amendments of the law relating to companies introduced in England by the Companies Act 1928"—that is the amending Act—" (18 and 19 George V. c. 45) (hereinafter referred to as the 1928 Act), and subsequently consolidated in the Companies Act 1929 (19 and 20 George V. c. 23) (hereinafter referred to as the 1929 Act), have been incorporated in Part I. The adoption of this form has involved a complete re-arrangement of the provisions of Part I., and has resulted in considerable improvement in expression." Then it goes on "The provisions of the English Companies Act 1928, as consolidated in the 1929 Act, and in general the form of the 1929 Act have been adopted unless there was some definite reason to the contrary. One important matter to which special attention may here be drawn is that the provisions relating to the keeping of accounts, &c., which are applied by those Acts to 'Private Companies' are not applied to proprietary Companies," I explained that before. It was thought that the legislation referring to proprietary companies in Victoria, which had always gone along on independent lines to a certain extent so far as it was concerned with what are called private companies in England, had better be dealt with by the Parliament here by separate legislation and we had better stick to what we had got up to the present because it would only raise controversy if we tried to introduce some new provisions. Therefore it has not been done. I think the members of this Committee have expressed the opinion it would be better to deal with that separately. That is a general explanation, and if, as your Chairman says, he gets out a list of the new provisions which can be done when the printer has the Acts ready for submission to Parliament, that will comply with what Mr. Linton mentioned in the first place.

The Chairman.—Did you find out what the Government Printer says, Mr. Alexander?

Mr. Alexander.—The Government Printer said one week and a half. He first said a week, but then he said as the House is sitting, he could safely say one and a half weeks to prepare 150 copies.

Sir Leo Cussen.—I do not know that I have very much more to add to what I have already said. Of course, if the idea is that this Committee is now prepared, having this explanatory paper before it to refer to—because, after all, that is all I can do—to make a recommendation to the House, I can then incorporate that report, assuming that the House passes the Statute Law Revision Bill, in the first volume of the Statutes which will be issued to the public, as was done on the last occasion, showing how the consolidating Acts came into force. It will show that there was a Statute Law Revision Committee, it held meetings, made the following reports, and that Parliament passed first of

all the Acts tentatively, not to come into force until a date to be proclaimed, and then the Statute Law Revision Bill was brought in which brought the legislation up to date so far as sessional legislation was concerned, and brought it up to date so far as the new Companies Act in England was concerned. That would be the procedure to follow, I should say.

The Chairman.—Would any member like to say anything by way of recommendation or otherwise on what has been done?

Mr. Edgar.—It means that we adopt what Sir Leo Cussen has done up to date.

The Chairman.—Yes.

Mr. Edgar.—I think we are satisfied. I suppose it appeals to the legal mind as being all in order.

Sir Leo Cussen.—I read in the *Law Institute Journal* the other day an article in which it said it hoped the Statute Law Revision Bill would have a smooth passage in the House. They have had copies for a long time of what has been done, and I have considered all the suggestions that they have made. I have adopted some of them, and have not adopted others.

Mr. Edgar.—I think we endorse the opinion of the *Law Institute Journal*.

Mr. Linton.—Sir Leo Cussen can take it that we will recommend all that is required.

The Chairman.—That is so, and we will prepare a report for insertion by him.

Sir Leo Cussen.—Then I will send the copy back to the Government Printer and let Mr. Alexander have a copy as soon as possible. I do not know whether Mr. Collins has anything particular to add.

Mr. Collins (Parliamentary Draftsman).—No.

Sir Leo Cussen.—Another matter occurs to me that I might mention. I think I explained before that if you will look at the front page of this Statute Law Revision Bill, section 3, you will find it says, "For the provisions of the Companies Act 1928, there shall be substituted the provisions contained in Schedule B." I perhaps ought to explain that whereas before Schedule B contained only the revision of Part I. of the Companies Act, it was found more convenient now that we had the revision of the other part to substitute the whole of the Companies Act so that you would have not only the parts relating to trading companies, but also the parts relating to mining companies, and so on. Then you have section 2 (a), "The Act mentioned in Schedule C to the extent to which same are in and by the said schedule expressed to be amended are hereby amended accordingly." Now the necessity for the first provision was this. You will easily understand that you were going to substitute, if you approved of it, this new Companies Act for the old Companies Act entirely. But if you do that it follows that you might of course come across in the Mines Act, for example, a reference to section 226 of the Companies Act 1928. That section might now be section 321, and it therefore is necessary to provide that the sections of the new Companies Act should be correctly referred to. That is what Schedule C does. That is the chief thing. I have had a little statement drawn out for the Attorney-General, or for whoever introduces the Bill into the House. It is to this effect: That if the Companies Act is adopted, that is Schedule B, "omit the portion of Schedule A, dealing with the Companies Act." That takes you on to pages 15 and 16. If you adopt this new Companies Act all those provisions at the bottom of page 15 and pages 16, &c., will come out of the Statute Law Revision Bill, and will not be replaced by anything, because as the Companies Act is now printed in full, it itself is the replacement. So that if the Companies Act is adopted, you can put a pencil line through the bottom of page 15, and all pages 16, 17, and 18; and somebody in the House, I do not know exactly what the procedure will be, will have to move an amendment that all the

provisions in the Statute Law Revision Bill relating to the Companies Act shall be repealed and nothing will take their place. On the other hand if it is not adopted, then of course you must omit section 3 of the front page altogether, and you must renumber the succeeding sections, and you must omit Schedules B and C, Schedule B being the new Companies Act, and Schedule C being the alterations rendered necessary by it, and you must, in section 8, which will be renumbered as section 7, substitute Schedule B for Schedule D, and renumber Schedule D as Schedule B. I do not think there is anything more I can say about that. This little memoranda which has been prepared, shows what should be done in the two alternatives.

Mr. Jones.—I was going to point out that it is very important in the circumstances that we should move as quickly as possible in this matter. Accidents do occur in politics, and I was going to suggest it would be a pity if the work was delayed as the result of any political accident. Therefore I would suggest that we should move on with as great a speed as we possibly can in order that the public and the legal profession might have an opportunity of securing the long anticipated Statutes. They are anticipating now, I imagine, that they will very soon be ready and quite a number of young men who have commenced in practice will be requiring copies of the Statutes, and it would be a pity if they had to purchase old Statutes when the new ones are so very close to fruition. I therefore suggest that we might move as rapidly as we can in order that Parliament may have the opportunity of completing the work. So that there will be no unnecessary delay, which might be caused through some disruption in Parliament, I think we should complete this work speedily.

The Chairman.—I think we are all at one on that point.

Sir Leo Cussen.—At the last meeting it was suggested there should be an additional volume containing some private Acts and also an additional volume containing the Melbourne and Geelong Acts, because that would be very convenient. I have not got on with those yet, because they are beyond the extent of the consolidation; they are not matters of consolidation at all, they are mere matters of convenience, but as soon as the consolidation matter is cleared out of the way, I propose to get on with that work. I do not know that it needs my personal supervision. Of course some of it does. I have already got most of that work in hand.

The Chairman.—Then this will probably be the last meeting of this Committee. Is there anything particular that any member wants to bring out or say about the consolidation?

Mr. Cohen.—I think we ought not to let this opportunity pass for conveying our thanks to Sir Leo Cussen for his uniform courtesy, the great amount of industry, and may I say, even genius which has been introduced into this Bill.

The Chairman.—I would also like to say, as Chairman of the Committee, speaking on behalf of you all, how much we appreciate the very great effort that Sir Leo Cussen has

made in bringing this consolidation to the stage it is now at. It does not take a lawyer to appreciate, but I am sure the lay members of the Committee also appreciate and recognize by now the amount of laborious and skilled work that has been put into this consolidation, and although Sir Leo Cussen has had the assistance of a trained professional staff, still we all know him well enough to know that nothing has gone through without his personal supervision. I am sure not only are we all very much indebted to him, but the House will be and the community will be, and in time his name will go down as the name of the late Chief Justice Higinbotham has gone down, and now looms in the memories of the people of this State as a great jurist.

Mr. Edgar.—As a layman, I would like to support what has been said by the legal members of the Committee, because it has appealed to me as a work of stupendous patience, and it is something that requires the brain of a superman and the work of a superman. I am quite sure the members of both Houses will recognize the amount of industry and wonderful legal knowledge that has been incorporated into this consolidation, and not only our people, but I am sure it will be a guide for the whole of Australia, the Commonwealth. I have very great pleasure indeed in supporting what we believe is a very well-deserved compliment for all the wonderful work which Sir Leo Cussen has done in the consolidation of these Statutes.

Sir Leo Cussen.—The members of both of the Houses of Parliament have always been extremely kind to me in connexion with the work which I have done, which I hope will be of service to them and of great public service to Victoria. I have had a very loyal, devoted, energetic, and able body of young men assisting me in connexion with this work, and although, of course, I do not want to claim that I have supervised every word of this, I have supervised a very great deal of it. I supervised the whole of the essential work of 1926 and 1927 myself with the one assistant. I cannot claim after that that I supervised the whole of the work; the foundation had been laid, and where the work was plain it was not submitted to me, but in any case in which any difficulty arose, the matter was submitted to me and I decided what should be done. In addition, I have had the great advantage of frequent conferences with your Parliamentary draftsman and the Assistant Parliamentary Draftsman. I have had frequent requests made to me which I have considered. I could not consider every request—as I am sure will appeal to you—in connexion with the consolidation. I have had representations made from legal sources and others outside, and I have always given them consideration, but, as I say, unless they appealed to me as something worth while, of course I rejected them. I thank you very much indeed.

The Chairman.—A report will have to be drawn up of the proceedings, and then it will have to be considered by the Committee, who will adopt it or otherwise. If you will allow Mr. Cohen and myself, Mr. Blackburn, and Mr. Slater to draw up the report for you, and submit it to you, we can then meet this day week, at half-past twelve o'clock.

The Committee adjourned.

1929.

VICTORIA.

SECOND REPORT

FROM THE

JOINT STATUTE LAW REVISION COMMITTEE

OF THE

LEGISLATIVE COUNCIL AND THE LEGISLATIVE ASSEMBLY

ON THE

CONSOLIDATION OF THE LAWS.

Ordered by the Legislative Council to be printed, 17th September, 1929.

By Authority:

H. J. GREEN, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 16TH JULY, 1929.

9. STATUTE LAW REVISION COMMITTEE.—The Honorable H. I. Cohen moved, pursuant to *amended notice*, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson, with power to send for persons, papers, and records; five to be the quorum.
- Question—put and resolved in the affirmative.
- Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.
-

EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 16TH JULY, 1929.

9. STATUTE LAW REVISION COMMITTEE.—Motion made and question—That in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws adopted by this House on the 16th June, 1915, a Committee be appointed, consisting of six Members, to join with a Committee of the Legislative Council to deal with anomalies in the Law and make recommendations as to statutory amendments; such Committee to consist of Mr. Blackburn, Mr. Linton, Mr. Macfarlan, Mr. Prendergast, Mr. Slater, and Mr. Wettenhall, with power to send for persons, papers, and records, and to sit on days on which the House does not meet; five to be the quorum (*Sir William McPherson*)—put and agreed to.
- Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.
-

APPROXIMATE COST OF REPORT.

Preparation—Not given.	£	s.	d.
Printing (300 copies)	..	..	4 0 0

REPORT.

THE SELECT COMMITTEE appointed to join with a Committee of the Legislative Assembly to deal with anomalies in the law and make recommendations as to statutory amendments have the honour to report to your Honorable House as follows :—

1. On the 21st August last your Committee recommended that the Statute Law Revision Bill prepared and laid before your Committee by the Honorable Sir Leo Cussen be passed into law, so that, as soon as practicable, the Consolidating Acts might be brought into operation and be issued with the amendments then proposed.

2. Schedule B of that Statute Law Revision Bill contained a draft of a Companies Bill based on the English Law relating to Companies which it was proposed should be substituted for the Companies Act included in the 1928 Consolidation.

3. Your Committee are still of the opinion expressed in paragraph 6 of their previous report that it is highly desirable that the Companies Law in Victoria should be substantially in accord with the latest English Companies Legislation.

Your Committee, however, consider it very important that a Statute Law Revision Bill should be passed without delay in order that the 1928 Consolidation may be completed and brought into operation as soon as possible, and in view of the probable delay involved in passing a Statute Law Revision Bill embodying a new Companies Bill, your Committee now recommend that the Statute Law Revision Bill with the omission of the Companies Bill be passed into law as soon as practicable.

4. Your Committee further recommend that the proposed new Companies Bill be brought before Parliament as a separate measure, thus affording the fullest opportunity of discussing the proposed changes which it makes in the Companies Law without delaying the completion of the Consolidation.

Committee Room,
11th September, 1929.

VICTORIA.



MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

SECOND SESSION 1929.

By Authority:

H. J. GREEN, GOVERNMENT PRINTER, MELBOURNE

CONTENTS.

	PAGE
MEMBERS OF THE COUNCIL FROM 1ST NOVEMBER TO 31ST DECEMBER, 1929 ...	v to viii
INDEX	ix
BILLS INTRODUCED IN THE COUNCIL AND PROCEEDINGS THEREON	xv
MINUTES OF THE PROCEEDINGS OF THE COUNCIL	1
QUESTIONS ASKED BY HONORABLE MEMBERS AND REPLIES THERETO	29
BILLS ASSENTED TO AFTER THE FINAL ADJOURNMENT OF BOTH HOUSES OF PARLIAMENT AND BEFORE THE PROROGATION	31
PROCLAMATION—PROROGUING THE PARLIAMENT OF VICTORIA	33
SELECT COMMITTEES	35
DIVISIONS IN COMMITTEE OF THE WHOLE COUNCIL	37



MEMBERS OF THE LEGISLATIVE COUNCIL.

DURING THE PERIOD FROM 1ST NOVEMBER TO 31ST DECEMBER, 1929.

Names of Provinces and Members.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
Each Province returns two Members.				
METROPOLITAN.				
EAST YARRA :				
The Honorables—				67,036 Electors { Males, 47,012. Females, 20,024.
*Robert Gordon Menzies, K.C. ..	..	6 October, 1928	1934	Elected in place of Hon. G. Swinburne, deceased.
William Haslam Edgar ..	..	4 June, 1925 ..	1931	Retired by rotation and re-elected.
(Chairman of Committees)				
MELBOURNE :				
The Honorables—				22,717 Electors { Males, 16,676. Females, 6,041.
Herbert Henry Smith ..	14 May, 1928 ..	..	1934	Retired by rotation and re-elected.
Henry Isaac Cohen, K.C. ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
MELBOURNE EAST :				
The Honorables—				19,685 Electors { Males, 14,652. Females, 5,033.
John Percy Jones ..	14 May, 1928 ..	..	1934	Retired by rotation and re-elected.
Daniel Laurence McNamara	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
MELBOURNE NORTH :				
The Honorables—				62,003 Electors { Males, 50,352. Females, 11,651.
Esmond Lawrence Kiernan	14 May, 1928 ..	..	1934	Retired by rotation and re-elected.
William James Beckett ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
MELBOURNE SOUTH :				
The Honorables—				31,378 Electors { Males, 21,664. Females, 9,714.
Colonel Harold Edward Cohen, C.M.G., D.S.O., V.D.	..	22 June, 1929 ..	1934	Elected in place of Hon. Norman Fraser Falkiner, deceased.
Sir Francis Grenville Clarke, K.B.E. (President)	..	4 June, 1925 ..	1931	Elected in place of Hon. Sir A. Robinson, who retired by rotation.
MELBOURNE WEST :				
The Honorables—				35,579 Electors { Males, 28,122. Females, 7,457.
Robert Williams ..	14 May, 1928 ..	..	1934	Retired by rotation and re-elected.
James Herbert Disney ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
COUNTRY.				
BENDIGO :				
The Honorables—				11,599 Electors { Males, 7,973. Females, 3,626.
Lieut.-Col. George Victor Lansell, V.D.	..	2 June, 1928 ..	1934	Elected to vacancy occurring by effluxion of period for which Hon. J. Sternberg was elected.
Herbert Keck ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
GIPPSLAND :				
The Honorables—				18,339 Electors { Males, 14,017. Females, 4,322.
Martin McGregor ..	..	2 June, 1928 ..	1934	Retired by rotation and re-elected.
George Martley Davis ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.

* Resigned 11th November, 1929; succeeded by the Hon. C. H. A. Eagar, 8th February, 1930.

MEMBERS OF THE LEGISLATIVE COUNCIL—*continued.*

Names of Provinces and Members.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
Each Province returns two Members.				
COUNTRY—<i>continued.</i>				
NELSON :				
The Honorables—				11,998 Electors { Males, 8,740. Females, 3,258.
Henry Alan Currie, M.C. ..	14 May, 1928 ..	..	1934	Elected in place of Hon. T. Beggs, who retired by rotation.
Edwin George Bath ..	..	4 June, 1925 ..	1931	Retired by rotation and re-elected.
NORTHERN :				
The Honorables—				16,716 Electors { Males, 12,955. Females, 3,761.
Richard Kilpatrick ..	..	2 June, 1928 ..	1934	Elected in place of Hon. R. H. S. Abbott, who retired by rota- tion.
George Joseph Tuckett ..	..	4 June, 1925 ..	1931	Elected in place of Hon. Sir F. G. Clarke, who retired by rotation.
NORTH-EASTERN :				
The Honorables—				13,454 Electors { Males, 10,285. Females, 3,169.
Dr. John Richards Harris..	..	2 June, 1928 ..	1934	Retired by rotation and re-elected.
Albert Michael Zwar ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
NORTH-WESTERN :				
The Honorables—				23,945 Electors { Males, 19,324. Females, 4,621.
William John McCann ..	..	2 June, 1928 ..	1934	Elected in place of Hon. W. P. Crockett, who retired by rota- tion.
George Louis Goudie ..	20 May, 1925 ..	..	1931	Retired by rotation and re-elected.
SOUTHERN :				
The Honorables—				18,944 Electors { Males, 14,019. Females, 4,925.
William Charles Angliss ..	..	2 June, 1928 ..	1934	Retired by rotation and re-elected.
William Lionel Russell Clarke ..	..	4 June, 1925 ..	1931	Retired by rotation and re-elected.
SOUTH-EASTERN :				
The Honorables—				53,141 Electors { Males, 38,671. Females, 14,470.
William Tyner ..	..	2 June, 1928 ..	1934	Retired by rotation and re-elected.
Alfred Elliott Chandler ..	20 May 1925 ..	..	1931	Retired by rotation and re-elected.
SOUTH-WESTERN :				
The Honorables—				24,624 Electors { Males, 19,137. Females, 5,487.
Horace Frank Richardson..	..	2 June, 1928 ..	1934	Retired by rotation and re-elected.
Howard Hitchcock, C.M.G., O.B.E.,	..	4 June, 1925 ..	1931	Elected in place of Hon. A. A. Austin, who retired by rotation.
WELLINGTON :				
The Honorables—				11,961 Electors { Males, 8,715. Females, 3,246.
Frederick William Brawn ..	14 May, 1928 ..	..	1934	Retired by rotation and re-elected.
Alexander Bell ..	..	4 June, 1925 ..	1931	Retired by rotation and re-elected.
WESTERN :				
The Honorables—				16,162 Electors { Males, 12,510. Females, 3,652.
Marcus Saltau ..	14 May, 1928 ..	..	1934	Retired by rotation and re-elected.
Edward James White ..	..	4 June, 1925 ..	1931	Retired by rotation and re-elected.
				Total No. of Elec- { Males, 344,824 tors, 459,281 { Females, 114,457

LEGISLATIVE COUNCIL OF VICTORIA.

NAMES AND ADDRESSES OF MEMBERS.

No.	Member.	Province.	Town Address.	Private Address.
1	Angliss, The Honorable William Charles	Southern ..	44 Bourke-street. C.1 ..	"Benbow," 48 Harcourt-street, Auburn. E.3
2	Bath, The Honorable Edwin George ..	Nelson ..	Parliament House. C.1 ..	Swanwater West, Cope Cope
3	Beckett, The Honorable William James, <i>Minister of Forests and Minister of Public Health</i>	Melbourne North	Public Offices. C.2 ..	"Aloha," Shakespeare-grove, St. Kilda. S.2
4	Bell, The Honorable Alexander ..	Wellington ..	Parliament House. C.1 ..	"Waverley," 101 Wendouree-parade, Ballarat
5	Brawn, The Honorable Frederick William	Wellington ..	Parliament House. C.1 ..	213 Mill-street, Ballarat
6	Chandler, The Honorable Alfred Elliott	South-Eastern ..	Parliament House. C.1 ..	"Boronia," Boronia
7	Clarke, The Honorable Sir Frank, K.B.E., <i>President</i>	Melbourne South	360 Collins-street. C.1 ..	262 Domain-road, South Yarra. S.E.1
8	Clarke, The Honorable William Lionel Russell	Southern ..	Clarke Buildings, 430 Bourke-street. C.1	249 Domain-road, South Yarra. S.E.1
9	Cohen, Colonel The Honorable Harold Edward C.M.G., D.S.O., V.D.	Melbourne South	360 Collins-street. C.1 ..	202 Wattle-tree-road, Malvern. S.E.4
10	Cohen, The Honorable Henry Isaac, K.C.,	Melbourne ..	38 Selborne Chambers, Chancery-lane. C.1	"Keonbrook," 106 Vale-street, East Melbourne. C.2
11	Currie, The Honorable Henry Alan, M.C.	Nelson ..	Melbourne Mansions, 91 Collins-street. C.1	"Ercildoune," Burrumbeet
12	Davis, The Honorable George Martley ..	Gippsland ..	11 Princess-avenue, Malvern East. S.E.5	Raymond-street, Sale
13	Disney, The Honorable James Herbert ..	Melbourne West	Parliament House. C.1 ..	83 St. Vincent-place, Albert Park. S.C.6
14	Edgar, The Honorable William Haslam, <i>Chairman of Committees</i>	East Yarra ..	435 Collins-street. C.1 ..	"Bingley," 617 Burke-road, Camberwell. E.6
15	Goudie, The Honorable George Louis ..	North-Western	Parliament House. C.1 ..	49 Elizabeth-street, Elsternwick. S.4
16	Harris, The Honorable Dr. John Richards	North-Eastern ..	Parliament House. C.1 ..	Rutherglen
17	Hitchcock, The Honorable Howard, C.M.G., O.B.E.	South-Western ..	Parliament House. C.1 ..	"Como," 11 Skene-street, Geelong
18	Jones, The Honorable John Percy, <i>Commissioner of Public Works, Minister of Mines, and Minister in Charge of Immigration</i>	Melbourne East	Public Offices, C.2; and 4 Royal Arcade, Bourke-street. C.1	"Ruskin Hall," 81 Princess-street, Kew. E.4
19	Keck, The Honorable Herbert ..	Bendigo ..	Parliament House. C.1 ..	"The Palms," Retreat-road, Bendigo
20	Kiernan, The Honorable Esmond Lawrence (<i>Honorary Minister</i>)	Melbourne North	220-228 Smith-street, Colingwood. N.5	Waldemar-road, Ivanhoe. N.22
21	Kilpatrick, The Honorable Richard ..	Northern ..	Parliament House. C.1 ..	Shepparton
22	Lansell, Lieut.-Col. the Honorable George Victor, V.D.	Bendigo ..	Hotel Alexander, Spencer-street. C.1	"Denderah," View Hill, Bendigo
23	McCann, The Honorable William John ..	North-Western	Parliament House. C.1 ..	"Hurlingham," Lake Charm
24	McGregor, The Honorable Martin ..	Gippsland ..	Parliament House. C.1 ..	"Skye," Narracan
25	McNamara, The Honorable Daniel Laurence	Melbourne East	Trades Hall, Lygon-street, Carlton. C.1	"Iona," 24 Talbot-avenue, East St. Kilda. S.2
26	Menzies, The Honorable Robert Gordon, K.C.*	East Yarra ..	34 Selborne Chambers, Chancery-lane. C.1	10 Howard-street, Kew. E.4
27	Richardson, The Honorable Horace Frank	South-Western ..	Parliament House. C.1 ..	The Exchange, Geelong
28	Saltau, The Honorable Marcus ..	Western ..	530 Collins-street. C.1 ..	"Moolooloo," Heyington-place, Toorak. S.E.2
29	Smith, The Honorable Herbert Henry ..	Melbourne ..	c/o Alcock & Co. Pty. Ltd., 338 Flinders-lane. C.1	270 Domain-road, South Yarra. S.E.1
30	Tuckett, The Honorable George Joseph	Northern ..	Parliament House. C.1 ..	"Theddingworth," Nathalia
31	Tyner, The Honorable William ..	South-Eastern ..	475 Collins-street. C.1 ..	70 Hawthorn-road, Caulfield. S.E.7
32	White, The Honorable Edward James ..	Western ..	Parliament House. C.1 ..	"Mingawalla," Beeac
33	Williams, The Honorable Robert (<i>Honorary Minister</i>)	Melbourne West	Parliament House. C.1 ..	123 Wright-street, Middle Park. S.C.6
34	Zwar, The Honorable Albert Michael ..	North-Eastern ..	Parliament House. C.1 ..	Beechworth

* Resigned 11th November, 1929; succeeded by the Hon. C. H. A. Eagar, 8th February, 1930.

OFFICERS.

<i>The President</i>	The Honorable Sir FRANK CLARKE, K.B.E.	} Parliament House. C.1 ..	(See above)
<i>Chairman of Committees</i> ..	The Honorable WILLIAM HASLAM EDGAR		
<i>Clerk of the Legislative Council</i>	PERCY THOMAS POOK, Esquire, LL.M., J.P.	Parliament House. C.1 ..	81 Grey Street, St. Kilda, S.2. (Telephone Win.1655)
<i>The Clerk-Assistant</i> ..	WILLIAM ROSS BARSTOW, Esquire, J.P.	Parliament House. C.1 ..	62 Canterbury-road, East Camberwell. E.6. (Telephone W4426)
<i>The Usher</i>	HUGH BLAIR JAMIESON, Esquire ..	Parliament House. C.1 ..	163 Glen Iris-road, Glen Iris. S.E.6 (Telephone U9146)

NOTE.—Honorable Members are requested to notify any Change of Address to the Usher of the Legislative Council.

PARLIAMENT OF VICTORIA.

MEMBERS OF THE LEGISLATIVE COUNCIL.

No.	Member.	Province.	Date of first Election.
1*	EDGAR, Hon. W. H., <i>Chairman of Committees(a)</i>	East Yarra	1 June, 1904†§
2*	BRAWN, Hon. F. W. (b)	Wellington	3 May, 1907
3	WHITE, Hon. E. J.	Western	4 June, 1907§
4*	JONES, Hon. J. P. (c)	Melbourne East	2 June, 1910§
5	CLARKE, Hon. W. L. R.	Southern	30 Sept., 1910
6*	RICHARDSON, Hon. H. F. (d)	South-Western	24 May, 1912
7	ANGLISS, Hon. W. C.	Southern	21 June, 1912
8*	CLARKE, Hon. Sir Frank, K.B.E., <i>President(e)</i>	Melbourne South	6 June, 1913§
9*	BECKETT, Hon. W. J. (f)	Melbourne North	18 Sept., 1914
10*	DISNEY, Hon. J. H. (g)	Melbourne West	1 June, 1916
11*	DAVIS, Hon. G. M. (h)	Gippsland	9 Feb., 1917
12	BELL, Hon. A.	Wellington	2 Mar., 1917
13*	MCMAMARA, Hon. D. L. (i)	Melbourne East	18 May, 1917
14*	CHANDLER, Hon. A. E. (j)	South-Eastern	} 5 June, 1919§
15*	GOUDIE, Hon. G. L. (k)	North-Western	
16*	KIERNAN, Hon. E. L. (l)	Melbourne North	5 June, 1919
17*†	HARRIS, Hon. Dr. J. R. (m)	North-Eastern	2 Sept., 1920
18*	COHEN, Hon. H. L., K.C. (n)	Melbourne	5 May, 1921
19	KECK, Hon. H.	Bendigo	6 Oct., 1921
20	SMITH, Hon. H. H.	Melbourne	15 Dec., 1921
21	BATH, Hon. E. G.	Nelson	31 May, 1922
22*	MCGREGOR, Hon. M. (o)	Gippsland	} 31 May, 1922§
23	TYNER, Hon. W.	South-Eastern	
24*	WILLIAMS, Hon. R. (p)	Melbourne West	17 Nov., 1922
25	ZWAR, Hon. A. M.	North-Eastern	28 Feb., 1924
26*	SALTAU, Hon. M. (q)	Western	} 4 June, 1925§
27	HITCHCOCK, Hon. H., C.M.G., O.B.E.	South-Western	
28	TUCKETT, Hon. G. J.	Northern	} 2 June, 1928§
29*	CURRIE, Hon. H. A., M.C. (r)	Nelson	
30	KILPATRICK, Hon. R.	Northern	} 6 Oct., 1928
31	LANSELL, Lieut.-Col., Hon. G. V., V.D.	Bendigo	
32	MCCANN, Hon. W. J.	North-Western	} 22 June, 1929
33*	MENZIES, Hon. R. G., K.C. (s)	East Yarra	
34	COHEN, Colonel Hon. Harold, C.M.G., D.S.O., V.D.	Melbourne South	

* Executive Councillor.—† Service not continuous.—‡ Unofficial Leader.—§ General or Periodical Election.

(a) Hon. W. H. Edgar represented Melbourne West Province 1 June, 1904, to 5 June, 1913; first elected for East Yarra Province 5 July, 1917; was Honorary Minister 1 June, 1909, to 27 Feb., 1912, and Minister of Public Health and Commissioner of Public Works 27 Feb., 1912, to 21 June, 1913; appointed Chairman of Committees 4 July, 1922, and re-appointed 8 July, 1924, 8 July, 1925, and 4 July, 1928.

(b) Hon. F. W. Brawn was Honorary Minister 19 Mar., to 18 July, 1924, and 3 July to 12 Dec., 1929.

(c) Hon. J. P. Jones was Honorary Minister 9 to 22 Dec., 1913; Commissioner of Public Works, Minister of Public Health, and Minister in Charge of Immigration 18 July to 18 Nov., 1924; and Commissioner of Public Works, Minister of Mines, and Minister in Charge of Immigration 20 May, 1927, to 22 Nov., 1928, and 12 Dec., 1929, to date.

(d) Hon. H. F. Richardson was Honorary Minister 29 Nov., 1917, to 21 Mar., 1918; Minister of Forests 18 Nov., 1924, to 20 May, 1927; Unofficial Leader 25 Sept., 1923, to 18 Nov., 1924.

(e) Hon. Sir Frank Clarke represented Northern Province 6 June, 1913, to 4 June, 1925; elected for Melbourne South Province 4 June, 1925; was Commissioner of Crown Lands and Survey 29 Nov., 1917, to 21 Oct., 1919, Minister of Water Supply 29 Nov., 1917, to 22 Feb., 1921; Commissioner of Public Works 21 Oct., 1919, to 29 Aug., 1923; elected President 29 Aug., 1923, and re-elected 8 July, 1925.

(f) Hon. W. J. Beckett was Honorary Minister 18 July to 18 Nov., 1924; Minister of Forests and Minister of Public Health 20 May, 1927, to 22 Nov., 1928, and 12 Dec. 1929, to date.

(g) Hon. J. H. Disney was Honorary Minister 18 July to 18 Nov., 1924, and 20 May, 1927, to 22 Nov., 1928.

(h) Hon. G. M. Davis was Honorary Minister 17 Jan., 1922 to 7 Sept., 1923.

(i) Hon. D. L. McNamara was Minister of Mines and Minister of Forests 18 July to 18 Nov., 1924.

(j) Hon. A. E. Chandler was Commissioner of Public Works and Minister of Mines 22 Nov., 1928, to 12 Dec., 1929.

(k) Hon. G. L. Goudie was Commissioner of Public Works and Minister of Mines 7 Sept., 1923, to 19 Mar., 1924, and 18 Nov., 1924, to 20 May, 1927.

(l) Hon. E. L. Kiernan appointed Honorary Minister 12 Dec., 1929.

(m) Hon. Dr. J. R. Harris was Honorary Minister 2 July, 1925, to 20 May, 1927; Unofficial Leader since 27 Nov., 1928.

(n) Hon. H. I. Cohen was Unofficial Leader 4 July, 1922, to 7 Sept., 1923, and 2 Dec., 1924, to 22 Nov., 1928; Honorary Minister 7 Sept., 1923, to 19 Mar., 1924; Commissioner of Public Works and Minister of Mines 19 Mar., to 18 July, 1924; Attorney-General and Solicitor-General 11 July to 18 July, 1924; Minister of Public Instruction 22 Nov., 1928, to 12 Dec., 1929.

(o) Hon. M. McGregor was Honorary Minister 19 Mar., to 18 July, 1924, and 18 Nov., 1924, to 20 May, 1927.

(p) Hon. R. Williams was Honorary Minister 20 May, 1927, to 22 Nov., 1928, and 12 Dec. 1929, to date.

(q) Hon. M. Saltau was Honorary Minister 22 Nov., 1928, to 3 July, 1929.

(r) Hon. H. A. Currie was Honorary Minister 3 July to 12 Dec., 1929.

(s) Hon. R. G. Menzies was Honorary Minister 22 Nov., 1928, to 3 July, 1929; resigned 11 Nov., 1929; succeeded by the Hon. C. H. A. Eagar, 8 Feb., 1930.

1929.

[SECOND SESSION.]

LEGISLATIVE COUNCIL OF VICTORIA.

FIRST SESSION

OF THE

THIRTIETH PARLIAMENT.

INDEX.

NOTE.—For details as to the Proceedings on Bills, subsequent to their initiation, see pages xv to xix.

	Minutes of Proceedings and Printed Papers.	Papers Presented to Parliament.
ADDRESS—To His Excellency the Governor—		
In reply to Speech on Opening of Parliament	Page. 12	Page.
Proceedings thereon (<i>debate adjourned and not resumed</i>)	12	
Adjournment of the Council—Before Sessional Orders fixed	12	
Administration and Probate Duties Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	21	
Subsequent proceedings	23, 24, 26, 26,	
	31	
Apprenticeship Act 1927—Apprenticeship Commission of Victoria—Regulations	12	
Apprenticeship Bill (<i>Hon. J. P. Jones</i>): Initiated	16	
Subsequent proceedings	17, 18, 31	
Appropriation Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	27	
Subsequent proceedings	27, 31	
Assent to Bills. See "Messages from His Excellency the Governor" and page 31.		
BALLARAT. See "State Electricity Commission (Ballarat and Bendigo Purchase) Bill."		
Bank Liabilities and Assets—Summary of Sworn Returns	13	
Bendigo. See "State Electricity Commission (Ballarat and Bendigo Purchase) Bill."		
Betting Tax. See "Stamps (Betting Tax) Bill."		
Bills—		
Alphabetical List of. See page xv.		
Amendment consequential on suggested amendments made by Assembly	21	
Amendments suggested in—		
Administration and Probate Duties	24	
Closer Settlement (Financial)	18	
Income Tax—		
On consideration of the Bill in Committee	19	
On the third reading	25	
Assented to. See "Messages from His Excellency the Governor" and page 31.		
Conference held on Income Tax Bill	25-6	
Dealt with but not passed into law—		
Lapsed—Motor Omnibus, Workers' Compensation (Transfer of Funds).		
Second reading negatived—Stamps.		
Title amended, consequential on suggested amendments in Closer Settlement (Financial) Bill	21	
Business. See "Days of Business."		

	Minutes of Proceedings and Printed Papers.	Papers Presented to Parliament
	Page.	Page.
CHAIRMAN of Committees (<i>Hon. W. H. Edgar</i>)—		
Temporary Chairmen nominated under Standing Order 160	15	
Charitable Institutions—Statistics for the year 1928–29 (No. 9)	16	1
Children's Welfare Department and Reformatory Schools—Report of the Secretary and Inspector for the year 1928 (No. 5)	13	43
Clerk of the Council (Mr. P. T. Pook)—		
Reads Commission to open Parliament	2	
Reads Proclamation convening Parliament	1	
Closer Settlement Act 1915 and Discharged Soldiers Settlement Acts—Report of the Closer Settlement Board for the year 1928–29 (No. 2)	14	59
Closer Settlement (Financial) Bill (<i>from Assembly—Hon. R. Williams</i>): Initiated	17	
Subsequent proceedings	17, 18, 21, 22, 31	
Coal Mines. <i>See</i> "Coal Mines Regulation Bill" and "Victorian Mining Accident Relief Fund."		
Coal Mines Regulation Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	18	
Subsequent proceedings	21, 31	
Commission to open Parliament	2	
Committees, Select, appointed—		
Elections and Qualifications	11	
House (Joint)	14	
Library (Joint)	14	
Parliamentary Standing Committee on Railways	11	
Printing	14	
Standing Orders	14	
Statute Law Revision	14, 17	
<i>And see</i> page 35.		
Companies Act 1915—Summary of Statements for the year 1928 made by Companies transacting Life Assurance business in Victoria	12	
Compulsory resumption of land. <i>See</i> "Land Acts."		
Conference—		
Message from the Assembly notifying that they desire a Free Conference on the subject-matter of the amendments suggested by the Council in the Income Tax Bill, and that they have appointed seven Members to be Managers of the said Conference	25	
Desire of the Assembly for a Free Conference complied with, seven Members of the Council appointed as Managers, and time and place of first meeting of the Conference fixed	25–6	
Managers proceed to the Conference	26	
Hon. Dr. J. R. Harris reports proceedings at Conference	26	
Consolidated Revenue Bill (No. 1) (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	13	
Subsequent proceedings	14, 15	
Consolidation of the Laws. <i>See</i> "Sessional Acts Revision Bill."		
Country Roads Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	20	
Subsequent proceedings	22, 31	
Country Roads Board—Report for the year 1928–29 (No. 8)	18	101
Cultivation Advances Bill (<i>from Assembly—Hon. R. Williams</i>): Initiated	16	
Subsequent proceedings	17, 17, 31	
DAYS of Business—		
Days and Hour of meeting appointed	14	
Precedence of Government Business	14	
Declarations of Members delivered to the Clerk by—		
The Hons. the President (Sir Frank Clarke), W. J. Beckett, A. Bell, F. W. Brawn, A. E. Chandler, W. L. R. Clarke, Harold Cohen, H. I. Cohen, H. A. Currie, G. M. Davis, W. H. Edgar, G. L. Goudie, Dr. J. R. Harris, H. Hitchcock, J. P. Jones, H. Keck, E. L. Kiernan, R. Kilpatrick, G. V. Lansell, M. McGregor, H. F. Richardson, H. H. Smith, G. J. Tuckett, W. Tyner, E. J. White, R. Williams, and A. M. Zwar	2–8	
The Hons. W. Angliss, E. G. Bath, J. H. Disney, and M. Saltau	8–9	
The Hon. D. L. McNamara	10	
The Hon. W. J. McCann	13	
Developmental Railways Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	18	
Subsequent proceedings	21, 31	
Discharged Soldiers Settlement. <i>See</i> "Closer Settlement Act, &c." and "Closer Settlement (Financial) Bill."		

	Minutes of Proceedings and Printed Papers.	Papers Presented to Parliament.
	Page.	Page.
DIVISIONS—		
In the Council—		
Income Tax Bill—That the amendments suggested on the consideration of the Bill in Committee be again suggested to the Assembly	25	
Stamps Bill—That this Bill be now read a second time	23-4	
In Committee of the whole Council—		
Income Tax Bill—That it be a suggestion to the Legislative Assembly that they make certain amendments in clause 2 of the Bill	38-9	
Melbourne and Metropolitan Tramways Board Bill—Clause 2—That the word proposed to be omitted stand part of the clause	37	
Dried Fruits Bill (<i>from Assembly—Hon. R. Williams</i>): Initiated	19	
Subsequent proceedings	21, 31	
EDUCATION—Report of the Minister of Public Instruction for the year 1928-29 (No. 7) ..	18	199
Elections and Qualifications Committee appointed	11	
Electricity. <i>See</i> "State Electricity Commission, &c."		
Electricity Supply Loans Application Bill (<i>from Assembly—Hon. W. J. Beckett</i>): Initiated	17	
Subsequent proceedings	19, 31	
Entertainments Tax Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	20	
Subsequent proceedings	24, 31	
FIRE Brigades Act 1915—Report of the Country Fire Brigades Board for the year 1928-29, together with Statements of Receipts and Expenditure and Assets and Liabilities for that period	14	
Fisheries Acts—Notices of Intention to issue Proclamations	26	
Forests Commission of Victoria—Tenth Annual Report, Financial Year 1928-29 (No. 3) ..	12	219
Free Conference. <i>See</i> "Conference."		
GAS. <i>See</i> "Petition."		
Geelong Waterworks and Sewerage Trust—Twenty-second Balance-sheet as at 30th June, 1929	12	
Governor (Lient.-Col. the Right Hon. Baron Somers, K.C.M.G., &c., &c., &c.)—		
Opens Parliament	9-10	
Opening Speech reported	12	
Address-in-Reply	12	
<i>And see under</i> "Address," <i>and</i> "Messages from His Excellency the Governor, &c."		
HOUSE Committee (Joint) appointed	14	
INCOME Tax Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	18	
Subsequent proceedings	19, 24, 25, 25-6, 26, 26, 31	
<i>And see</i> "Conference" <i>and</i> "Divisions."		
Insurance. <i>See</i> "Companies Act 1915."		
KORUMBURRA Land Exchange Bill (<i>from Assembly—Hon. R. Williams</i>): Initiated ..	19	
Subsequent proceedings	21, 31	
LAND Acts—Certificate relating to the proposed compulsory resumption of land for the Main Ridge State School, No. 2481	12	
Land Bill. <i>See</i> "Korumburra Land Exchange Bill."		

	Minutes of Proceedings and Printed Papers.	Papers Presented to Parliament.
	Page.	Page.
Land Tax Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	18	
Subsequent proceedings	22, 31	
Library Committee (Joint) appointed	14	
Licensing (Conduct of Poll) Bill (<i>from Assembly—Hon. R. Williams</i>): Initiated	18	
Subsequent proceedings	19, 31	
Life Assurance. <i>See</i> "Companies Act 1915."		
Local Government. <i>See</i> "Municipal Endowment Bill."		
MELBOURNE and Metropolitan Board of Works Bill (<i>Hon. J. P. Jones</i>): Initiated	13	
Subsequent proceedings	15, 19, 31	
Melbourne and Metropolitan Tramways Board Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	15	
Subsequent proceedings	16, 31	
Melbourne Harbor Trust Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	20	
Subsequent proceedings	22, 24, 31	
Members of the Council—		
Alphabetical list of. <i>See</i> page vii.		
Declarations. <i>See</i> "Declarations of Members, &c."		
Resignation of Hon. R. G. Menzies	10-11	
MESSAGES—From His Excellency the Governor—		
Informing the Council that he had given the Royal Assent to the following Bills—		
Consolidated Revenue (No. 1), p. 15; Municipal Endowment, p. 15; Sessional Acts Revision, p. 15.		
<i>And see</i> page 31.		
MESSAGES—From the Legislative Assembly—		
Transmitting the following Bills—		
Administration and Probate Duties, p. 21; Appropriation, p. 27; Closer Settlement (Financial), p. 17; Coal Mines Regulation, p. 18; Consolidated Revenue (No. 1), p. 13; Country Roads, p. 20; Cultivation Advances, p. 16; Developmental Railways, p. 18; Dried Fruits, p. 19; Electricity Supply Loans Application, p. 17; Entertainments Tax, p. 20; Income Tax, p. 18; Korumburra Land Exchange, p. 19; Land Tax, p. 18; Licensing (Conduct of Poll), p. 18; Melbourne and Metropolitan Tramways Board, p. 15; Melbourne Harbor Trust, p. 20; Metropolitan Town Planning Commission, p. 18; Motor Omnibus, p. 20; Motor Omnibus (No. 2), p. 26; Municipal Endowment, p. 15; Public Account Advances, p. 19; Railway Loan Application, p. 17; Sessional Acts Revision, p. 14; Stamps, p. 20; Stamps (No. 2), p. 27; Stamps (Betting Tax), p. 23; State Electricity Commission, p. 20; State Electricity Commission (Ballarat and Bendigo Purchase), p. 16; Transfer of Land (Assurance Fund), p. 18; Victorian Loan, p. 16; Victorian Loan (Public Works), p. 16.		
Relating to the following Bills—		
Administration and Probate Duties Bill—Notifying that they have made the amendment suggested by the Council on consideration of the Bill in Committee with modifications	26	
Apprenticeship Bill—Notifying that they have agreed to the same without amendment	18	
Closer Settlement (Financial) Bill—Notifying that they have made the amendment suggested by the Council on the consideration of the Bill in Committee with a consequential amendment in the title	21	
Cultivation Advances Bill—Notifying that they have agreed to the amendment made by the Council	17	
Income Tax Bill—Notifying that they—		
Have decided not to make the amendments suggested by the Council on consideration of the Bill in Committee	24	
Desire a Free Conference on the subject-matter of the amendments suggested by the Council and that they have appointed seven Members of the Assembly to be Managers	25	
Have made the amendments suggested by the Council on the third reading of the Bill with modifications	26	
Melbourne and Metropolitan Board of Works Bill—Notifying that they have agreed to the same without amendment	19	
Phillip Island Shire Bill—Notifying that they have agreed to the same without amendment	18	
Relating to Statute Law Revision Committee—		
Notifying that they have appointed a Committee of six Members to join with the Committee of the Council	17	
Metropolitan Town Planning Commission Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	18	
Subsequent proceedings	20, 31	

	Minutes of Proceedings and Printed Papers.	Papers Presented to Parliament.
	Page.	Page.
Mining Accident Relief. <i>See</i> "Victorian Mining Accident Relief Fund."		
Motor Omnibus Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	20	
Subsequent proceedings	23	
Motor Omnibus Bill (No. 2) (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	26	
Subsequent proceedings	26, 31	
Municipal Endowment Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	15	
Subsequent proceedings	15, 15	
PARLIAMENT—		
Proceedings on Opening—		
By Commissioner	1-2	
By the Governor	9-10	
<i>And see</i> "Proclamations."		
Parliamentary Standing Committee on Railways—		
The Hons. A. Bell and M. McGregor appointed	11	261
Fortieth General Report (No. 1)	12	
Penal Establishments, Gaols, and Reformatory Prisons—Report and Statistical Tables for the year 1928 (No. 6)	13	245
Petition—From certain members of the Central Council of Metropolitan Progress Associations in Victoria praying that the Council will pass legislation to regulate the price and quality of gas supplied in the metropolitan area, &c.	11	
Phillip Island Shire Bill (<i>Hon. J. P. Jones</i>): Initiated	13	
Subsequent proceedings	14, 18, 31	
Poisons Acts—Proclamation amending Second Schedule to the Poisons Act 1920	26	
President (The Hon. Sir Frank Clarke, K.B.E.)—		
Announces—Resignation of Hon. R. G. Menzies	10-11	
Lays on the Table his Warrant—		
Appointing the Committee of Elections and Qualifications	11	
Nominating Temporary Chairmen of Committees	15	
Reports—Governor's Speech on Opening of Parliament	12	
Printing Committee appointed	14	
Privilege Bill (Workers' Compensation (Transfer of Funds) Bill) introduced	11	
Proclamations—		
Convening Parliament	1	
Proroguing Parliament	33	
Prohibition. <i>See</i> "Licensing (Conduct of Poll) Bill."		
Public Account Advances Bill (<i>from Assembly—Hon. R. Williams</i>): Initiated	19	
Subsequent proceedings	21, 31	
Public Service Acts—Regulations—Professional Division, Chapter II.	26	
Public Works Loan Application. <i>See</i> "Victorian Loan (Public Works) Bill."		
QUESTIONS asked by Honorable Members during the Session and replies thereto	29	
RAILWAY Loan Application Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	17	
Subsequent proceedings	20, 31	
Railways. <i>See</i> "Parliamentary Standing Committee on Railways."		
Reformatory Schools. <i>See</i> "Children's Welfare Department, &c."		
Resignation of Hon. R. G. Menzies announced	10-11	
SELECT Committees. <i>See</i> "Committees, Select, appointed."		
Sessional Acts Revision Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	14	
Subsequent proceedings	14, 15	
Sessional Orders. <i>See</i> "Days of Business."		
Stamps Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	20	
Subsequent proceedings (<i>Second reading negatived on division</i>)	23-4	
Stamps Bill (No. 2) (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	27	
Subsequent proceedings	27, 31	

	Minutes of Proceedings and Printed Papers.	Papers Presented to Parliament.
	Page.	Page.
Stamps (Betting Tax) Bill (<i>from Assembly—Hon. W. J. Beckett</i>): Initiated	23	
Subsequent proceedings	25, 31	
Standing Orders Committee appointed	14	
State Electricity Commission Bill (<i>from Assembly—Hon. W. J. Beckett</i>): Initiated ..	20	
Subsequent proceedings	22, 23, 31	
<i>And see "Electricity Supply Loans Application Bill."</i>		
State Electricity Commission (Ballarat and Bendigo Purchase) Bill (<i>from Assembly—Hon. W. J. Beckett</i>): Initiated	16	
Subsequent proceedings	16, 31	
State Electricity Commission of Victoria—Report for the year 1928–29, together with Appendices (No. 4)	12	283
Statute Law Revision Committee appointed	14, 17	
<i>And see "Sessional Acts Revision Bill."</i>		
Suggested amendments. <i>See under "Bills."</i>		
Supply Bill. <i>See "Consolidated Revenue Bill (No. 1)."</i>		
THEATRES. <i>See "Entertainments Tax Bill."</i>		
Title of Bill amended	21	
Town Planning. <i>See "Metropolitan Town Planning Commission Bill."</i>		
Transfer of Land (Assurance Fund) Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated ..	18	
Subsequent proceedings	21, 31	
UNIVERSITY of Melbourne—Annual Report 1928–29, together with Statutes and Regulations and Amendments allowed by His Excellency the Governor of Victoria (No. 10)	14	343
VICTORIAN Loan Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated	16	
Subsequent proceedings	16, 31	
Victorian Loan (Public Works) Bill (<i>from Assembly—Hon. J. P. Jones</i>): Initiated ..	16	
Subsequent proceedings	17, 31	
Victorian Mining Accident Relief Fund—Statement of Receipts and Expenditure for the year 1928	15	
WATER Acts—Copy of Declaration of the Honorable the Minister of Water Supply (together with plan) defining the area that ought to be constituted the Hindmarsh Waterworks District	12	
Workers' Compensation (Transfer of Funds) Bill (<i>Hon. H. I. Cohen</i>): Initiated	11	

BILLS INTRODUCED IN THE LEGISLATIVE COUNCIL

DURING THE SECOND SESSION 1929,

TOGETHER WITH THE PROCEEDINGS THEREON.

BILLS INTRODUCED.

ADMINISTRATION AND PROBATE DUTIES†
 *APPRENTICESHIP
 APPROPRIATION†
 BETTING TAX. See "STAMPS (BETTING TAX)"
 CLOSER SETTLEMENT (FINANCIAL)
 COAL MINES REGULATION†
 CONSOLIDATED REVENUE (No. 1)†
 COUNTRY ROADS†
 CULTIVATION ADVANCES
 DEVELOPMENTAL RAILWAYS†
 DRIED FRUITS†
 ELECTRICITY SUPPLY LOANS APPLICATION
 ENTERTAINMENTS TAX†
 INCOME TAX†
 KORUMBURRA LAND EXCHANGE†
 LAND TAX†
 LICENSING (CONDUCT OF POLL)†
 *MELBOURNE AND METROPOLITAN BOARD OF WORKS
 MELBOURNE AND METROPOLITAN TRAMWAYS BOARD
 MELBOURNE HARBOR TRUST†
 METROPOLITAN TOWN PLANNING COMMISSION†
 MOTOR OMNIBUS||
 MOTOR OMNIBUS (No. 2)†
 MUNICIPAL ENDOWMENT†
 *PHILLIP ISLAND SHIRE
 PUBLIC ACCOUNT ADVANCES†
 RAILWAY LOAN APPLICATION†
 SESSIONAL ACTS REVISION†
 STAMPS†‡
 STAMPS (No. 2)†
 STAMPS (BETTING TAX)†
 STATE ELECTRICITY COMMISSION†
 STATE ELECTRICITY COMMISSION (BALLARAT AND BENDIGO PURCHASE)†
 TOWN PLANNING. See "METROPOLITAN TOWN PLANNING COMMISSION"
 TRANSFER OF LAND (ASSURANCE FUND)†
 VICTORIAN LOAN†
 VICTORIAN LOAN (PUBLIC WORKS)†
 *WORKERS' COMPENSATION (TRANSFER OF FUNDS)||

PROCEEDINGS ON BILLS.

ADMINISTRATION AND PROBATE DUTIES.—Bill intituled “*An Act to increase the Duties payable under Part VI. of the ‘Administration and Probate Act 1928’*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 21 Dec., 1929, p. 21; read a second time and committed; considered in Committee, 23rd Dec., p. 23; further considered in Committee; suggested amendment reported and report adopted; message to Assembly, 23 Dec., p. 24.

Message from Assembly notifying that they have made the suggested amendment with modifications; message referred to the Committee of the whole on the Bill, 24 Dec., p. 26; Bill, including the amendment suggested by the Council as modified and made by the Assembly, further considered in Committee and reported without amendment; report considered and adopted; Bill read a third time and passed, 24 Dec., p. 26. (Assented to 30 Dec. Act No. 3849.)

***APPRENTICESHIP.**—Bill to amend Sub-section (2) of Section Twenty-six of the *Apprenticeship Act 1928*—(Hon. J. P. Jones).—Initiated and passed all stages without amendment; concurrence of Assembly desired, 19 Dec., 1929, pp. 16, 17.

Message from Assembly notifying agreement to the Bill, 20 Dec., p. 18. (Assented to 30 Dec. Act No. 3829.)

APPROPRIATION.—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 nine hundred and thirty and to appropriate the Supplies granted in this and the last preceding Session of Parliament*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 24 Dec., 1929, p. 27. (Assented to 7 Jan., 1930. Act No. 3853.)

CLOSER SETTLEMENT (FINANCIAL).—Bill intituled “*An Act to amend Sections Nineteen One hundred and ninety-seven and Two hundred and three of the ‘Closer Settlement Act 1928’*”—(Hon. R. Williams).—Brought from Assembly and read a first time; motion, by leave—That this Bill be now read a second time—debate adjourned, 19 Dec., 1929, p. 17; read a second time and committed; considered in Committee; suggested amendment reported and report adopted; message to Assembly, 20 Dec., p. 18.

Message from Assembly notifying that they have made the suggested amendment with a consequential amendment in the title; message referred to the Committee of the whole on the Bill, 21 Dec., p. 21; Bill, including the amendment made by the Assembly on the suggestion of the Council and the consequential amendment made by the Assembly in the title, further considered in Committee and reported without amendment; report considered and adopted; Bill read a third time and passed, 21 Dec. p. 22. (Assented to 30 Dec. Act No. 3843.)

COAL MINES REGULATION.—Bill intituled “*An Act to provide for the Payment into the Consolidated Revenue of the Sum of Fifty thousand pounds out of the Net Surplus Profits of the State Coal Mine for the year ending on the thirtieth day of*

June One thousand nine hundred and thirty”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 18; read a second time and passed remaining stages without amendment, 21 Dec., p. 21. (Assented to 30 Dec. Act No. 3838.)

CONSOLIDATED REVENUE (No. 1).—Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One million five hundred and eleven thousand three hundred and twenty-four pounds to the service of the year One thousand nine hundred and twenty-nine and One thousand nine hundred and thirty*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 17 Dec., 1929, pp. 13, 14. (Assented to 18 Dec. Act No. 3821.)

COUNTRY ROADS.—Bill intituled “*An Act relating to Payment of an amount out of The Country Roads Board Fund in the Financial Year beginning on the First day of July One thousand nine hundred and twenty-nine in respect of certain Loans*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 21 Dec., 1929, pp. 20, 22. (Assented to 30 Dec. Act No. 3844.)

CULTIVATION ADVANCES.—Bill intituled “*An Act to enable Advances to be made on certain Terms to Cultivators of Land and for other purposes*”—(Hon. R. Williams).—Brought from Assembly and read a first time, 19 Dec., 1929, p. 16; read a second time and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read a third time and passed; concurrence of Assembly in Council’s amendments desired, 19 Dec., p. 17.

Message from Assembly notifying agreement to Council’s amendments, 20 Dec., p. 17. (Assented to 30 Dec. Act No. 3827.)

DEVELOPMENTAL RAILWAYS.—Bill intituled “*An Act to provide for the Transfer to the Consolidated Revenue of the Sum of One hundred thousand pounds out of The Developmental Railways Account*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 18; read a second time and passed remaining stages without amendment, 21 Dec., p. 21. (Assented to 30 Dec. Act No. 3836.)

DRIED FRUITS.—Bill intituled “*An Act to amend Section Seventeen of the ‘Dried Fruits Act 1928’ and to continue in force the Dried Fruits Acts*”—(Hon. R. Williams).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 19; read a second time and passed remaining stages without amendment, 21 Dec., p. 21. (Assented to 30 Dec. Act No. 3841.)

ELECTRICITY SUPPLY LOANS APPLICATION.—Bill intituled “*An Act to sanction the Issue and Application of certain Sums of Money available under Loan Acts for Works and Undertakings of the State Electricity Commission of Victoria*”—(Hon. W. J. Beckett).—Brought from Assembly and passed all stages without amendment, 20 Dec., 1929, pp. 17, 19. (Assented to 30 Dec. Act No. 3831.)

ENTERTAINMENTS TAX.—Bill intituled “*An Act to provide for the imposition of a Tax upon Payments for Admission to Entertainments*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 21 Dec., 1929, p. 20; read a second time and passed remaining stages without amendment, 23 Dec., p. 24. (*Assented to 30 Dec. Act No. 3846.*)

INCOME TAX.—Bill intituled “*An Act to declare the Rates of Income Tax for the year ending on the thirtieth day of June One thousand nine hundred and thirty and to continue the Income Tax Acts*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 18; read a second time, by leave, and committed; considered in Committee; suggested amendments reported and report adopted; message to Assembly, 20-21 Dec., p. 19.

Message from Assembly notifying that they have decided not to make the amendments suggested by the Council; message referred to the Committee of the whole on the Bill, 23 Dec., p. 24; Bill further considered in Committee and reported without amendment; report considered and adopted; motion—That this Bill be now read a third time; further motion—That the amendments suggested on the consideration of the Bill in Committee be again suggested to the Assembly—on division, agreed to; debate adjourned; message to Assembly, 23 Dec., p. 25.

Message from Assembly desiring a Free Conference on the subject-matter of the amendments suggested by the Council and notifying that they have appointed seven Members of the Assembly to be managers of the said conference; message considered—desire of the Assembly complied with, seven Members of the Council appointed managers of the conference and time and place of meeting fixed; the managers proceed to the conference and on return report result, 24 Dec., pp. 25-6.

Message from Assembly notifying that they have made the amendments suggested by the Council with modifications; message ordered to be considered in conjunction with the Order of the Day for the resumption of the debate on the third reading of the Bill, 24 Dec., p. 26; debate on the third reading resumed; the amendments suggested by the Council as modified and made by the Assembly agreed to; Bill read a third time and passed, 24 Dec., p. 26. (*Assented to 30 Dec. Act No. 3850.*)

KORUMBURRA LAND EXCHANGE.—Bill intituled “*An Act to provide for the Exchange of certain Crown Land in the Township of Korumburra temporarily reserved as a Site for a Public Park for certain other Land in the Parish of Korumburra and for other purposes*”—(Hon. R. Williams).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 19; read a second time and passed remaining stages without amendment, 21 Dec., p. 21. (*Assented to 30 Dec. Act No. 3840.*)

LAND TAX.—Bill intituled “*An Act to declare the Rate of Land Tax for the year ending the thirty-first day of December One thousand nine hundred and thirty*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 18; read a second time and passed remaining stages without amendment, 21 Dec., p. 22. (*Assented to 30 Dec. Act No. 3842.*)

LICENSING (CONDUCT OF POLL).—Bill intituled “*An Act to amend Section Three hundred and four*

of the ‘Licensing Act 1928’”—(Hon. R. Williams).—Brought from Assembly and passed all stages without amendment, 20 Dec., 1929, pp. 18, 19. (*Assented to 30 Dec. Act No. 3832.*)

***MELBOURNE AND METROPOLITAN BOARD OF WORKS.**—Bill relating to the Area of the Metropolis under the *Melbourne and Metropolitan Board of Works Act 1928*—(Hon. J. P. Jones).—Initiated and read a first time, 17 Dec., 1929, p. 13; read a second time and passed remaining stages without amendment; concurrence of Assembly desired, 18 Dec., p. 15.

Message from Assembly notifying agreement to the Bill, 20 Dec., p. 19. (*Assented to 30 Dec. Act No. 3833.*)

MELBOURNE AND METROPOLITAN TRAMWAYS BOARD.—Bill intituled “*An Act relating to the Melbourne and Metropolitan Tramways Board*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 18 Dec., 1929, pp. 15, 16. (*Assented to 24 Dec. Act No. 3824.*)

MELBOURNE HARBOR TRUST.—Bill intituled “*An Act relating to the Borrowing Powers of the Melbourne Harbor Trust Commissioners*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 21 Dec., 1929, p. 20; read a second time, by leave, and committed; considered in Committee, 21 Dec., p. 22; further considered in Committee and reported without amendment; report considered and adopted; Bill read a third time and passed, 23 Dec., p. 24. (*Assented to 30 Dec. Act No. 3847.*)

METROPOLITAN TOWN PLANNING COMMISSION.—Bill intituled “*An Act to amend and to extend the Operation of the Metropolitan Town Planning Commission Acts*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 18; read a second time and passed remaining stages without amendment, 21 Dec., p. 20. (*Assented to 30 Dec. Act No. 3834.*)

MOTOR OMNIBUS.—Bill intituled “*An Act to amend Section Twenty-one of the ‘Motor Omnibus Act 1928’*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 21 Dec., 1929, p. 20; motion—That this Bill be now read a second time; amendment to omit “now” and add “this day three months” after “time” proposed and, by leave, withdrawn; debate adjourned, 23 Dec., p. 23. *Bill lapsed.*

MOTOR OMNIBUS (No. 2).—Bill intituled “*An Act relating to Motor Omnibuses*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 24 Dec., 1929, p. 26. (*Assented to 30 Dec. Act No. 3851.*)

MUNICIPAL ENDOWMENT.—Bill intituled “*An Act relating to Municipal Endowment*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 17 Dec., 1929, p. 15. (*Assented to 18 Dec. Act No. 3823.*)

***PHILLIP ISLAND SHIRE.**—Bill to amend the *Phillip Island Shire Act 1928*—(Hon. J. P. Jones).—Initiated and passed all stages without amendment; concurrence of Assembly desired, 17 Dec., 1929, pp. 13, 14.

Message from Assembly notifying agreement to the Bill, 20 Dec., p. 18. (*Assented to 30 Dec. Act No. 3830.*)

PUBLIC ACCOUNT ADVANCES.—Bill intituled “*An Act to authorize the Temporary Application out of The Public Account of certain Moneys to provide for the Payment of Interest payable out of the Discharged Soldiers Settlement Fund*”—(Hon. R. Williams).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 19; read a second time and passed remaining stages without amendment, 21 Dec., p. 21. (Assented to 30 Dec. Act No. 3837.)

RAILWAY LOAN APPLICATION.—Bill intituled “*An Act to sanction the Issue and Application of certain Sums of Money available under Loan Acts for Railways and for other purposes*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 17; read a second time and passed, remaining stages without amendment, 21 Dec., p. 20. (Assented to 30 Dec. Act No. 3835.)

SESSIONAL ACTS REVISION.—Bill intituled “*An Act to adapt certain References in Acts passed during the third Session of the twenty-ninth Parliament to the Provisions of the Consolidating Acts passed during the second Session of the said Parliament and to revise the Language of certain Acts and for other purposes*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 17 Dec., 1929, p. 14. (Assented to 18 Dec. Act No. 3822.)

STAMPS.—Bill intituled “*An Act to amend the Law relating to Stamps and Stamp Duties*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 21 Dec., 1929, p. 20.

Question—That this Bill be now read a second time—on division, negatived, 23 Dec., pp. 23-4.

STAMPS (No. 2).—Bill intituled “*An Act to amend the Law relating to Stamps and Stamp Duties*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 24 Dec., 1929, p. 27. (Assented to 30 Dec. Act No. 3852.)

STAMPS (BETTING TAX).—Bill intituled “*An Act for imposing certain Stamp Duties on Bookmakers' Licences or Permits and on Betting Tickets and for other purposes*”—(Hon. W. J. Beckett).—Brought from Assembly and passed all stages without amendment, 23 Dec., 1929, pp. 23, 25. (Assented to 30 Dec. Act No. 3848.)

STATE ELECTRICITY COMMISSION.—Bill intituled “*An Act to provide for the Construction of Tramways and the Management and Operation of Tramway Undertakings by the State Electricity Commission of Victoria in certain Areas and to authorize the Commission to borrow Moneys on Overdraft for a certain purpose and to amend the*

State Electricity Commission Act 1928”—(Hon. W. J. Beckett).—Brought from Assembly and read a first time, 21 Dec., 1929, p. 20; motion, by leave—That this Bill be now read a second time—debate adjourned, 21 Dec., p. 22; read a second time and passed remaining stages without amendment, 23 Dec., p. 23. (Assented to 30 Dec. Act No. 3845.)

STATE ELECTRICITY COMMISSION (BALLARAT AND BENDIGO PURCHASE).—Bill intituled “*An Act relating to the Purchase by the State Electricity Commission of Victoria of Undertakings at or near Ballarat and Bendigo of The Electric Supply Company of Victoria Limited and for other purposes*”—(Hon. W. J. Beckett).—Brought from Assembly and passed all stages without amendment, 19 Dec., 1929, p. 16. (Assented to 30 Dec. Act No. 3826.)

TRANSFER OF LAND (ASSURANCE FUND).—Bill intituled “*An Act to provide for the Transfer to the Consolidated Revenue of the sum of Fifty thousand pounds out of the Assurance Fund under the Transfer of Land Act 1928*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time, 20 Dec., 1929, p. 18; read a second time and passed remaining stages without amendment, 21 Dec., p. 21. (Assented to 30 Dec. Act No. 3839.)

VICTORIAN LOAN.—Bill intituled “*An Act to authorize the raising of Money for Railways and for the purposes of Works and Undertakings of the State Electricity Commission of Victoria*”—(Hon. J. P. Jones).—Brought from Assembly and read a first time; motion, by leave—That this Bill be now read a second time—debate adjourned, 18 Dec., 1929, p. 16; read a second time and passed remaining stages without amendment, 19 Dec., p. 16. (Assented to 30 Dec. Act No. 3825.)

VICTORIAN LOAN (PUBLIC WORKS).—Bill intituled “*An Act to authorize the Raising of Money for Public Works and other purposes and to sanction the Issue and Application of such Money*”—(Hon. J. P. Jones).—Brought from Assembly and passed all stages without amendment, 19 Dec., 1929, pp. 16, 17. (Assented to 30 Dec. Act No. 3828.)

***WORKERS' COMPENSATION (TRANSFER OF FUNDS).**—Bill to make provision for giving effect so far as relates to Victoria to a certain Resolution with respect to Workmen's Compensation adopted by an Imperial Conference held in London in the year One thousand nine hundred and twenty-six—(Hon. H. I. Cohen).—Initiated and read a first time, 11 Dec., 1929, p. 11. *Bill lapsed.*

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

No. 1.

WEDNESDAY, 11TH DECEMBER, 1929.

1. The Council met pursuant to the Proclamation of His Excellency the Governor, bearing date the fourth day of December, 1929, which Proclamation was read by the Clerk and is as follows :—

FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE THIRTIETH
PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency Lieutenant-Colonel the Right Honorable Arthur Herbert Tennyson, Baron Somers, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, Military Cross ; Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation fix Wednesday, the eleventh day of December, 1929, as the time for the commencement and holding of the First Session of the Thirtieth Parliament of Victoria, for the despatch of business, at the hour of Eleven o'clock in the forenoon, in the Parliament Houses, situate in 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.

(L.S.) Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this fourth day of December, in the year of our Lord One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

SOMERS.

By His Excellency's Command,

W. M. MCPHERSON.

GOD SAVE THE KING !

The Honorable Mr. Justice Lowe, the Commissioner from His Excellency the Governor appointed to open the Parliament, having been introduced to the Council Chamber by the Usher, His Honour desired the Usher to request the presence of the Members of the Legislative Assembly to hear the Commission read for the commencement and holding of this present Session of the Parliament.

The Members of the Legislative Assembly having presented themselves, the Honorable Mr. Justice Lowe said :—

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

His Excellency the Governor, not thinking fit to be present in person, has been pleased to cause Letters Patent to issue, under the seal of the State, constituting me his Commissioner, to do in his name all that is necessary to be performed in this Parliament. This will more fully appear from the Letters Patent which will now be read by the Clerk.

Then the said Letters Patent were read by the Clerk as follows, viz. :—

GEORGE the Fifth, by the Grace of God, of Great Britain, Ireland, and the British Dominions beyond the Seas King, Defender of the Faith, Emperor of India :

WHEREAS by Proclamation made the fourth day of December, One thousand nine hundred and twenty-nine by His Excellency Lieutenant-Colonel the Right Honorable ARTHUR HERBERT TENNYSON, BARON SOMERS, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, Military Cross, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., Wednesday, the eleventh day of December, was fixed as the time for the commencement and holding of the next Session of the Parliament of Victoria, at eleven of the clock in the forenoon, in the Parliament Houses, in the City of Melbourne: And forasmuch as for certain causes the said ARTHUR HERBERT TENNYSON, BARON SOMERS, cannot conveniently be present in person in the said Parliament at that time: NOW KNOW YE THAT WE, trusting in the discretion, fidelity, and care of Our trusty and well-beloved The Honorable CHARLES JOHN LOWE, Judge of Our Supreme Court of Victoria, do give and grant by the tenor of these presents unto you the said CHARLES JOHN LOWE, full power in Our name to begin and hold the said Session of Our said Parliament, and to do everything which for and by Us, or the said ARTHUR HERBERT TENNYSON, BARON SOMERS, shall be there to be done; commanding also by the tenor of these presents all whom it may concern to meet our said Parliament, and to the said CHARLES JOHN LOWE, that he diligently attend in the premises and form aforesaid. In testimony whereof We have caused the Seal of Our said State to be hereunto affixed.

(L.S.) Witness Our Trusty and well-beloved Lieutenant-Colonel the Right Honorable Arthur Herbert Tennyson, Baron Somers, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, Military Cross, Governor of the State of Victoria, and its Dependencies in the Commonwealth of Australia, &c., &c., &c., at Melbourne, this ninth day of December, One thousand nine hundred and twenty-nine, and in the twentieth year of the reign of His Majesty King George V.

SOMERS.

By His Excellency's Command,
W. M. MCPHERSON.

Entered on Record by me in Register of Patents, Book 31,
page 22, this ninth day of December, One thousand
nine hundred and twenty-nine.

CHAS. G. GREEN, Acting Under-Secretary.

Then the Honorable Mr. Justice Lowe said—

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

I have it in command from His Excellency to let you know that, later this day, His Excellency will declare to you in person, in this place, the cause of his calling this Parliament together; and, Gentlemen of the Legislative Assembly, as it is necessary before you proceed to the despatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your Chamber, will proceed to the choice of a proper person to be Speaker.

The Members of the Legislative Assembly then withdrew.

The Commissioner withdrew.

2. The President took the Chair and read the prayer.

3. DECLARATIONS OF MEMBERS.—The Honorables the President (Sir Frank Clarke), W. J. Beckett, A. Bell, F. W. Brawn, A. E. Chandler, W. L. R. Clarke, Col. Harold Cohen, H. I. Cohen, H. A. Currie, G. M. Davis, W. H. Edgar, G. L. Goudie, Dr. J. R. Harris, H. Hitchcock, J. P. Jones, H. Keck, E. L. Kiernan, R. Kilpatrick, Lieut.-Col. G. V. Lansell, M. McGregor, H. F. Richardson, H. H. Smith, G. J. Tuckett, W. Tyner, E. J. White, R. Williams, and A. M. Zwar severally delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632, as hereunder set forth :—

“In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, FRANCIS GRENVILLE CLARKE, 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 Victoria of the yearly value of One hundred and ninety 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 St. Kilda and are known as allotment 27, section 3, at Elwood, being Nos. 111 and 113 Mitford-street, Elwood.*

“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 the said municipality upon a yearly value of £190.

“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.

“FRANK CLARKE.”

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM JAMES BECKETT*, 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 Victoria of the yearly value of over Fifty pounds sterling 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 Fitzroy, and are known as Nos. 150 to 156 Gertrude-street, Nos. 70, 72, 74 Napier-street.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Fitzroy are rated in the rate-book of the said municipality upon a yearly value of £157.

"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. BECKETT."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, ALEXANDER BELL*, 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 Victoria of the yearly value of One hundred and thirty-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 situate in the municipal district of city of Ballarat and are known as 101 Wendouree-parade, and 210 and 212 Skipton-street.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Ballarat are rated in the rate-book of the said municipality upon a yearly value of £134.

"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.

"ALEXANDER BELL."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, FREDERICK WILLIAM BRAWN*, 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 Victoria of the yearly value of 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 situate in the municipal district of Ballarat, and are known as 213 Mill-street.

"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 the said municipality upon a yearly value of £50.

"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. W. BRAWN."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, ALFRED ELLIOTT CHANDLER*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Ferntree Gully, and are known as 'Boronia,' corner of Boronia and Forest roads, Boronia, being portion of Crown lot 69, parish of Scoresby.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Ferntree Gully are rated in the rate-book of the said municipality upon a yearly value of £227.

"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.

"A. E. CHANDLER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM LIONEL RUSSELL CLARKE*, 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 Victoria of the yearly value of Three hundred and ninety-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 situate in the municipal district of Bulla, and are known as Rupertswood Farm, five hundred and seven acres one rood and twenty-one perches, being Crown allotment 2 and parts of Crown allotment 1 of section 21 of the parish of Bulla Bulla, and part of W. J. T. Clarke's special survey in the same Parish Nos. 225 and 226 in the rate-book.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Bulla are rated in the rate-book of the said municipality upon a yearly value of £394.

“ 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. I. RUSSELL CLARKE.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HAROLD EDWARD COHEN*, 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 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 situate in the municipal district of Caulfield, and are known as all that land contained in Certificate of Title Volume 3833 folio 766504 and being Numbers 22 and 24 Empress-road, Caulfield.

“ 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 the said municipality upon a yearly value of £120.

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.

“ HAROLD COHEN.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HENRY ISAAC COHEN*, 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 Victoria of the yearly value of Two hundred and sixty-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 situate in the municipal districts of Melbourne and Northcote, and are known as ‘Keonbrook,’ 196 Vale-street, East Melbourne, and lots 11 and 12, part A, of Thornbury Park Estate.

“ 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 the said municipality upon a yearly value of £225, and that such of the said lands or tenements as are situate in the municipal district of Northcote are rated in the rate-book of the said municipality upon a yearly value of £39.

“ 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 ISAAC COHEN.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HENRY ALAN CURRIE*, 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 Victoria of the yearly value of Three thousand one hundred and sixteen 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 Lexton, and are known as ‘Ercildoune Estate.’

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Lexton are rated in the rate-book of the said municipality upon a yearly value of £3,116.

“ 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.

“ H. ALAN CURRIE.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, GEORGE MARTLEY 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 Victoria of the yearly value of Two hundred and twenty-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 situate in the municipal district of Sale, and are known as Mathieson and Davis’ offices, saleyards, motor garage, and tobacconist shop; and 37 acres and 26 perches known as Sale Plains paddock and Canal paddock all in the town of Sale.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Sale are rated in the rate-book of the said municipality upon a yearly value of £229.

“ 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. M. DAVIS.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, WILLIAM HASLAM EDGAR, 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 Victoria of the yearly value of Ninety 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 St. Kilda, and are known as 182 and 184 St. Kilda-street, St. Kilda.

“ 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 the said municipality upon a yearly value of £90.

“ 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.

“ WILLIAM HASLAM EDGAR.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, GEORGE LOUIS GOUDIE, 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 Victoria of the yearly value of Fifty-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 situate in the municipal district of Caulfield, and are known as 49 Elizabeth-street, Elsternwick.

“ 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 the said municipality upon a yearly value of £58.

“ 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. L. GOUDIE.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, JOHN RICHARDS HARRIS, 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 Victoria of the yearly value of over 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 situate in the municipal district of shire of Rutherglen, and are known as ‘Thrana’ vineyard, and land, parish of Carlyle, shire of Rutherglen, and a residence situate in High-street, Rutherglen.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of shire of Rutherglen are rated in the rate-book of the said municipality upon a yearly value of £320.

“ 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 R. HARRIS.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, HOWARD HITCHCOCK, 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 Victoria of the yearly value of over 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 situate in the municipal district of Newtown and Chilwell, and are known as ‘Como,’ Skene-street, Geelong, being part of allotments 1 and 2, section 2, parish of Moorpanyal, county of Grant.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Newtown and Chilwell are rated in the rate-book of the said municipality upon a yearly value of £365.

“ 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.

“ HOWARD HITCHCOCK.”

“ In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, JOHN PERCY JONES, 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 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 situate in the municipal district of Melbourne, and are known as 20, 22, 24, and 26 Patrick-street, 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 the said municipality upon a yearly value of £500.

“ 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.

J. P. JONES.

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, HERBERT KECK, 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 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 situate in the municipal district of Strathfieldsaye, and are known as 'The Palms,' Retreat-road, Bendigo.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Strathfieldsaye are rated in the rate-book of the said municipality upon a yearly value of £240.

"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.

"HERBERT KECK."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, ESMOND LAWRENCE KIERNAN, 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 Victoria of the yearly value of over 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 situate in the municipal district of Heidelberg, and are known as house and land in Waldemar-road, Ivanhoe.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Heidelberg are rated in the rate-book of the said municipality upon a yearly value of £122.

"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.

"ESMOND L. KIERNAN."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, RICHARD KILPATRICK, 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 Victoria of the yearly value of over Fifty pounds approximately 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 Shepparton, and are known as—(i) Lots Nos. 9, 10, and 11 on plan of subdivision and part of Crown allotments 5A, 5B, 6B, parish of Shepparton, county of Moira, more particularly described in certificate of title, vol. 3106, folio 621176; (ii) land and offices, Wyndham-street, Shepparton, in which the business of Kilpatrick, McLellan and Co. is carried on; (iii) part of Crown allotments 1 and 1A, section E, township and parish of Shepparton, county of Moira, and being the land more particularly described in certificate of title, vol. 982, folio 196309 on which is being erected a two-story brick building of offices, &c.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Shepparton are rated in the rate-book of the said municipality upon a yearly value of £244.

"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.

"R. KILPATRICK."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, GEORGE VICTOR LANSELL, 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 Victoria of the yearly value of Seven 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 Bendigo, and are known as (i) 'Denderah,' View Hill, Bendigo, and (ii) 'Royal Bank, View Point, Bendigo.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Bendigo are rated in the rate-book of the said municipality upon a yearly value of £700.

"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. V. LANSELL."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, MARTIN MCGREGOR, 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 Victoria of the yearly value of over 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 situate in the municipal district of Narracan, and are known as allotment 97A, parish of Moe, county of Buln Buln, and occupied by me as residence.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Narracan are rated in the rate-book of the said municipality upon a yearly value of £150.

"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.

"M. MCGREGOR."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HORACE FRANK RICHARDSON*, 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 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 situate in the municipal district of city of Geelong, and are known as 'The Exchange' property, Little Malop-street, Geelong, and occupied by myself and tenants.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Geelong are rated in the rate-book of the said municipality upon a yearly value of £350.

"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.

"H. F. RICHARDSON."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, HERBERT HENRY SMITH*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Prahran and are known as 'Narwee,' 270 Domain-road, South Yarra.

"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 the said municipality upon a yearly value of £400.

"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.

"HERBERT H. SMITH."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, GEORGE JOSEPH TUCKETT*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Numurkah, and are known as allotments 6, 7, 8, 9, 10, part 11 of section D, parish of Yalca, containing 1,412 acres.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Numurkah are rated in the rate-book of the said municipality upon a yearly value of £607.

"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. J. TUCKETT."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, WILLIAM TYNER*, 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 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 situate in the municipal district of Caulfield, and are known as 70 Hawthorn-road, Caulfield.

"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 the said municipality 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.

"WILLIAM TYNER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, EDWARD JAMES WHITE*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Hamilton, and are known as (1), Newlands, being allotments 1, 2 and 3, section 31, parish of Hamilton North, and (2) Cyclone Paddock, being allotment 58, section A, parish of Hamilton North, all in the borough of Hamilton.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Hamilton are rated in the rate-book of the said municipality upon a yearly value of £95.

“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. J. WHITE.”

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, ROBERT WILLIAMS, 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 Victoria of the yearly value of 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 situate in the municipal district of South Melbourne, and are known as 123 Wright-street, Middle Park.

“And I further declare 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 the said municipality upon a yearly value of £75.

“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.

“R. WILLIAMS.”

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, ALBERT MICHAEL ZWAR, 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 Victoria of the yearly value of over 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 situate in the municipal district of the United Shire of Beechworth, and are known as house and land in Church-street, and land in Malakoff-road, Beechworth.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of the United Shire of Beechworth are rated in the rate-book of the said municipality upon a yearly value of £91.

“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.

“A. M. ZWAR.”

4. DECLARATIONS OF MEMBERS.—The Honorables W. Angliss, E. G. Bath, J. H. Disney and M. Saltau severally delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth:—

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, WILLIAM CHARLES ANGLISS, 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 Victoria of the yearly value of Five 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 situate in the municipal district of city of Melbourne, and are known as part of allotment 6, section 24, city of Melbourne, parish of North Melbourne, county of Bourke, and being the whole of the land comprised in certificate of title, volume 3701, folio 740157.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Melbourne are rated in the rate-book of the said municipality upon a yearly value of £560.

“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. ANGLISS.”

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, EDWIN GEORGE BATH, 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 Victoria of the yearly value of over 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 situate in the municipal district of Kara Kara and are known as ‘Pleasant-side’ Estate.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Kara Kara are rated in the rate-book of the said municipality upon a yearly value of £1,083.

“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.”

“EDWIN G. BATH.”

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, JAMES HERBERT DISNEY*, 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 Victoria of the yearly value of over 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 situate in the municipal district of South Melbourne, and are known as 'Clontarf Terrace,' Cecil-street, South Melbourne.

" And I further declare 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 the said municipality upon a yearly value of £167.

" 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.

" J. H. DISNEY."

" In compliance with the provisions of *The Constitution Act Amendment Act 1915, I, MARCUS SALTAU*, 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 Victoria of the yearly value of over 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 situate in the municipal district of Prahran, and are known as part of Crown portion 18, Parish of Prahran, County of Bourke, and more particularly described in certificate of title, volume 4940, folio 987927.

" 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 the said municipality upon a yearly value of £250.

" 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.

" M. SALTAU."

5. 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 immediate attendance of the Legislative Assembly, 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 :

I avail myself of the earliest opportunity of obtaining your advice and assistance after the General Election of Members of the Legislative Assembly.

The requisite provision for the public services of the year is still to be made.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Estimates of Revenue and Expenditure for the current financial year will be submitted to you forthwith.

As supply will be exhausted on the 15th inst., the matter of further supply for essential services will require your immediate consideration.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

It is estimated that, as a result of the prolonged drought, about five thousand settlers will require financial assistance. In view of the fact that money for advances under the Discharged Soldiers Settlement Acts and the Closer Settlement Acts and under the Cultivation Advances Act will not be available after the thirty-first day of December, my Advisers will ask Parliament to increase the authority for advances under the Discharged Soldiers Settlement Acts and the Closer Settlement Acts and to extend the Cultivation Advances Act. This legislation, if promptly enacted, will go far towards relieving the serious position of the settlers.

In order to permit of the continuation of works now in progress, and to provide for further important public works, it will be necessary to submit proposals for additional borrowing powers for these purposes, and for the application of loan moneys.

It is essential that several other matters should be dealt with before the end of this month. Among them are measures relating to—

Income tax re-enactment ;

Land tax re-enactment ;

Municipal endowment ;

The purchase by the State Electricity Commission of undertakings at Ballarat and Bendigo ; and

The continuation of the Melbourne and Metropolitan Tramways Board.

Other measures which it will be necessary to introduce at once include Bills relating to Finance, and to such legislation as will arise out of the consideration of the Estimates of Revenue and Expenditure.

In order that the Acts passed during last session may be brought into line with the Consolidating Acts, a Sessional Acts Revision Bill will be introduced immediately.

My Advisers, in submitting their proposals for legislation, will have special regard to the necessity of giving, at the earliest possible date, further relief to settlers in the Mallee and other drought-stricken areas, and also to persons out of employment.

My Advisers propose, early in the New Year, to proceed with the full programme of legislation placed by them before the electors, which includes the following subjects:—

State Rural Bank.
Home Maintenance Areas.
Dairy Produce.
Marketing.
Transport.
Motor Vehicles.
Dried Fruits.
Public Service.
Reconstitution of the Melbourne and Metropolitan Board of Works.
Money Lenders.
Trading Coupons.
Factories and Shops.
Cancer Research.
Mental Deficiency.
Compulsory Voting at Licensing Polls.
Crimes.
Police Offences.
Local Government.
Public Entertainments.
Weights and Measures.
Ministry of Health.

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

Which being concluded, a copy of the Speech was delivered to the President, and a copy to Mr. Speaker, and His Excellency the Governor left the Chamber.

The Legislative Assembly then withdrew.

6. The President resumed the Chair.

7. DECLARATION OF MEMBER.—The Honorable D. L. McNamara delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth:—

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I, DANIEL LAURENCE McNAMARA, 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 Victoria of the yearly value of over 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 situate in the municipal districts of Berwick and Caulfield, and are known as allotment 2, section P, and allotment 49A, parish of Koo-wee-rup East, county of Mornington; also house and land known as ‘Iona,’ Talbot-avenue, East St. Kilda.

“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 the said municipality upon a yearly value of £57, and that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of the said municipality upon a yearly value of £63.

“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. L. McNAMARA.”

8. RESIGNATION OF MEMBER.—The President announced that he had received the following communications:—

Parliament House,
Melbourne, 11th November, 1929.

To His Excellency the Governor of Victoria.

YOUR EXCELLENCY,

Pursuant to the provisions of *The Constitution Act* I hereby resign my seat in the Legislative Council of Victoria as one of the members for the East Yarra Province.

I have the honor to be,

Your Excellency's most obedient Servant,
ROBERT G. MENZIES.

[ENDORSEMENTS.]

Received 11th November, 1929.

SOMERS,

Governor of Victoria.

Forwarded by direction of His Excellency the Governor to the Honorable the President of the Legislative Council.

F. W. MABBOTT,
Official Secretary.The Governor's Office,
Melbourne, 11th November, 1929.Parliament House,
Melbourne, 11th November, 1929.

The Honorable the President, Legislative Council.

DEAR SIR FRANK,

It is with great regret that I have been compelled to tender my resignation from membership of the Legislative Council, as one of the representatives of the East Yarra Province.

This course is rendered necessary by my acceptance of an invitation to contest a seat in the Legislative Assembly, an invitation which, under all the circumstances, I did not feel able to refuse.

May I express to you and through you to honorable members, and the officers of the House, my appreciation of the many courtesies extended to me during my brief membership, and my regret at terminating what has been for me a most pleasant association.

Yours sincerely,

ROBERT G. MENZIES.

9. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL.—On the motion of the Honorable H. I. Cohen, a Bill to make provision for giving effect so far as relates to Victoria to a certain Resolution with respect to Workmen's Compensation adopted by an Imperial Conference held in London in the year One thousand nine hundred and twenty-six was read a first time, ordered to be printed and to be read a second time on Tuesday next.
10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President laid upon the Table the following Warrant appointing the Committee of Elections and Qualifications:—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of *The Constitution Act Amendment Act 1915* I do hereby appoint—

The Honorable Alexander Bell,
 The Honorable Henry Isaac Cohen,
 The Honorable George Louis Goudie,
 The Honorable Dr. John Richards Harris,
 The Honorable John Percy Jones,
 The Honorable Daniel Laurence McNamara, and
 The Honorable Horace Frank Richardson

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

Given under my hand this eleventh day of December, One thousand nine hundred and twenty-nine.

FRANK CLARKE,

President of the Legislative Council.

11. PETITION.—The Honorable W. J. Beckett presented a petition from certain members of the Central Council of Metropolitan Progress Associations in Victoria praying that the Council will pass legislation to provide—(a) that a system be established on the lines of the Protective Services System of the London County Council to regulate the price and quality of gas supplied in the metropolitan area and to ensure an adequate supply and pressure, (b) that the standard price of gas be considerably reduced, (c) that the price be regulated in accordance with the profits and dividends, (d) that the machinery and plant be kept at the proper standard and the best approved methods be adopted, (e) that full power for the protection of the public be vested in and conferred on a re-constituted Gas Municipal Conference until the Greater Melbourne Council is established, (f) that such powers be vested in and conferred on the Greater Melbourne Council when established, and (g) that a committee of certain members of the present or re-constituted Gas Municipal Conference be associated with the Greater Melbourne Council in relation to this subject.

Ordered to lie on the Table.

12. PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS.—The Honorable H. I. Cohen moved, by leave, That the following Members of this House be appointed Members of the Parliamentary Standing Committee on Railways, viz.:—The Honorables Alexander Bell and Martin McGregor.
 Question—put and resolved in the affirmative.

13. PAPERS.—The following papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

- Apprenticeship Act 1927—Apprenticeship Commission of Victoria—Electrical Trades Regulations (No. 2).
 Companies Act 1915—Summary of Statements for the year 1928 made by Companies transacting Life Assurance business in Victoria.
 Forests Commission of Victoria—Tenth Annual Report, Financial year 1928–29.
 Geelong Waterworks and Sewerage Trust—Twenty-second Balance-sheet as at 30th June, 1929.
 Land Acts—Certificate relating to the proposed compulsory resumption of land for the Main Ridge State School No. 2481.
 Railways—Fortieth General Report of the Parliamentary Standing Committee on Railways.
 State Electricity Commission of Victoria—Report for the year 1928–29, together with Appendices.
 Water Acts—Copy of Declaration of the Honorable the Minister of Water Supply (together with plan) defining the area that ought to be constituted the Hindmarsh Waterworks District.

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

The Honorable G. M. Davis moved, That the Council agree to the following Address to His Excellency the Governor in reply to His Excellency's Opening Speech :—

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament.

Debate ensued.

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

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

Ordered—That the debate be adjourned until Tuesday next.

15. ADJOURNMENT.—The Honorable H. I. Cohen moved, That the Council at its rising adjourn until Tuesday next at half-past four o'clock.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at fifty-two minutes past eight o'clock, adjourned until Tuesday next.

P. T. POOK,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 1.

TUESDAY, 17TH DECEMBER, 1929.

Question.

1. The Hon. W. H. EDGAR: To ask the Honorable the Minister of Public Instruction—
 - (a) What is the reduction in fares per train mile and the total reduction to date in the fares of all passengers carried on Sunday trains to and from country districts.
 - (b) What is the increase in wages to employees per shift and the total additional amount paid to date to such employees for Sunday work.

Government Business.

NOTICES OF MOTION:—

1. The Hon. H. I. COHEN: To move, That Tuesday, Wednesday, Thursday, and Friday in each week be the days on which the Council shall meet for the despatch of business during the present Session, that half-past Four o'clock be the hour of meeting on each day, and that on each day the transaction of Government business shall take precedence of all other business.
2. The Hon. H. I. COHEN: To move, That the Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White be members of the Select Committee on the Standing Orders of the House; three to be the quorum.
3. The Hon. H. I. COHEN: To move, That the Honorables W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar be members of the House Committee.
4. The Hon. H. I. COHEN: To move, That the Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner be members of the Joint Committee to manage the Library.
5. The Hon. H. I. COHEN: To move, That the Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett be members of the Printing Committee; three to be the quorum.
6. The Hon. H. I. COHEN: To move, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson with power to send for persons, papers, and records; five to be the quorum.

Contingent on the foregoing being carried—

To move, That a Message be sent to the Legislative Assembly acquainting them with the foregoing resolution.

ORDERS OF THE DAY:—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate—(Hon. G. L. Goudie).*
2. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL—*(Hon. H. I. Cohen)*—Second reading.

General Business.

NOTICE OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SECOND SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. President's warrant, 11th December, 1929).
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell and M. McGregor (appointed 11th December, 1929).

PARLIAMENTARY PAPERS ISSUED 12TH DECEMBER, 1929.

Notices of Motion and Orders of the Day. No. 1.
Workers' Compensation (Transfer of Funds) Bill—[23].

Notices of Motion and Orders of the Day. No. 1.
Judgments (Reciprocity) Bill—[24]

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 2.

WEDNESDAY, 18TH DECEMBER, 1929.

Questions.

1. The Hon. W. H. EDGAR : To ask the Honorable the Commissioner of Public Works—
 - (a) What is the reduction in fares per train mile and the total reduction to date in the fares of all passengers carried on Sunday trains to and from country districts.
 - (b) What is the increase in wages to employees per shift and the total additional amount paid to date to such employees for Sunday work.
2. The Hon. A. BELL : To ask the Honorable the Commissioner of Public Works—What are the conditions and terms for the supply of electricity to the Municipality of Albury, New South Wales, by the State Electricity Commission of Victoria for—(a) lighting purposes, and (b) power purposes.
3. The Hon. G. J. TUCKETT : To ask the Honorable the Commissioner of Public Works—When is it the intention of the Government to appoint the Country Boards referred to in the Act No. 3818 relating to race-courses and race-meetings.
4. The Hon. R. KILPATRICK : To ask the Honorable the Commissioner of Public Works—
 - (a) How many Amalgamated Freezing Works were in operation this year.
 - (b) How many lambs were purchased—(i) direct from growers, (ii) by public auction ; and what was the cost per pound weight in each case.
 - (c) Where were such lambs processed, and what number were processed at each establishment.

Government Business.

ORDERS OF THE DAY :—

1. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL—(Hon. J. P. Jones)—Second reading.
2. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL—Second reading.
3. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate*—(Hon. G. L. Goudie).

General Business.

NOTICE OF MOTION :—

1. The Hon. W. TYNER : To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SECOND SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. President's warrant, 11th December, 1929).
The Honorables, A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell and M. McGregor (appointed 11th December, 1929).

STANDING ORDERS—(Appointed 17th December, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT)—(Appointed 17th December, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 17th December, 1929).—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 17th December, 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 17th December, 1929).—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PARLIAMENTARY PAPERS ISSUED 18TH DECEMBER, 1929.

Notices of Motion and Orders of the Day. No. 2.

Phillip Island Shire Bill—[28].

Melbourne and Metropolitan Board of Works Bill—[29].

Notices of Motion and Orders of the Day. No. 3.

Parliamentary Standing Committee on Railways—Fortieth General Report. No. 1.

Parliamentary Standing Committee on Railways—Provision of a Road Bridge over the Railway at North Essendon. No. 2.

Sessional Acts Revision Bill—[13].

Municipal Endowment Bill—[30].

Electricity Supply Loans Application Bill—[15].

Cultivation Advances Bill—[26].

Dried Fruits Bill—[33].

State Electricity Commission (Ballarat and Bendigo Purchase) Bill—[14].

Phillip Island Shire Bill—[28].

Melbourne and Metropolitan Tramways Board Bill—[27].

Names and Addresses of Members of the Legislative Assembly.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No. 3.

THURSDAY, 19TH DECEMBER, 1929.

Question.

1. The Hon. W. H. EDGAR: To ask the Honorable the Commissioner of Public Works—
 - (a) What is the reduction in fares per train mile and the total reduction to date in the fares of all passengers carried on Sunday trains to and from country districts.
 - (b) What is the increase in wages to employees per shift and the total additional amount paid to date to such employees for Sunday work.

Government Business.

ORDERS OF THE DAY:—

1. VICTORIAN LOAN BILL—(from Assembly—Hon. J. P. Jones)—Second reading—Resumption of debate (Hon. G. L. Goudie).
2. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL—Second reading.
3. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—Resumption of debate (Hon. G. L. Goudie).

General Business.

NOTICE OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SECOND SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. President's warrant, 11th December, 1929).
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell and M. McGregor (appointed 11th December, 1929).

STANDING ORDERS.—(Appointed 17th December, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 17th December, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 17th December, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 17th December, 1929.)—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 17th December, 1929.)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PARLIAMENTARY PAPERS ISSUED 19TH DECEMBER, 1929.

Notices of Motion and Orders of the Day. No. 3.

Cultivation Advances Bill—[26].

Notices of Motion and Orders of the Day. No. 4.

Parliamentary Standing Committee on Railways.—Erection of Shops at Nicholson-street, Footscray. C.—No. 1.

Victorian Loan Bill—[16].

Melbourne and Metropolitan Board of Works Bill—[29].

Metropolitan Town Planning Commission Bill—[31].

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No 4.

FRIDAY, 20TH DECEMBER, 1929.

Questions.

1. The Hon. W. H. EDGAR: To ask the Honorable the Commissioner of Public Works—
 - (a) What is the reduction in fares per train mile and the total reduction to date in the fares of all passengers carried on Sunday trains to and from country districts.
 - (b) What is the increase in wages to employees per shift and the total additional amount paid to date to such employees for Sunday work.
2. The Hon. H. F. RICHARDSON To ask the Honorable the Commissioner of Public Works—Will the Honorable the Chief Secretary request the Film Censorship Board to refuse to pass such pictures as "The Cock-eyed World" for exhibition and take steps to prevent the advertising of such pictures, many of which, it is contended, are tending to lower the moral tone of the community, especially amongst the young people.

Government Business.

ORDERS OF THE DAY:—

1. CLOSER SETTLEMENT (FINANCIAL) BILL—(from Assembly—Hon. R. Williams)—Second reading—*Resumption of debate (Hon. E. J. White).*
2. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL—Second reading.
3. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate (Hon. G. L. Goudie).*

General Business.

NOTICE OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SECOND SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. President's warrant, 11th December, 1929).
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell and M. McGregor (appointed 11th December, 1929).

STANDING ORDERS.—(Appointed 17th December, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT)—(Appointed 17th December, 1929).—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT)—(Appointed 17th December, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING—(Appointed 17th December, 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT)—(Appointed 17th December, 1929)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

PARLIAMENTARY PAPERS ISSUED 20TH DECEMBER, 1929.

Notices of Motion and Orders of the Day. No. 4.

Closer Settlement (Financial) Bill—[21].

Notices of Motion and Orders of the Day. No. 5.

Closer Settlement (Financial) Bill—[21].

Victorian Loans (Public Works) Bill—[17].

Apprenticeship Bill—[39].

Report of the Closer Settlement Board for year ended 30th June, 1929. No. 2.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day.

No 5.

SATURDAY, 21ST DECEMBER, 1929.

Question.

1. The Hon. W. H. EDGAR: To ask the Honorable the Commissioner of Public Works—
 - (a) What is the reduction in fares per train mile and the total reduction to date in the fares of all passengers carried on Sunday trains to and from country districts.
 - (b) What is the increase in wages to employees per shift and the total additional amount paid to date to such employees for Sunday work.

Government Business.

ORDERS OF THE DAY:—

- *1. METROPOLITAN TOWN PLANNING COMMISSION BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *2. RAILWAY LOAN APPLICATION BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *3. DEVELOPMENTAL RAILWAYS BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *4. PUBLIC ACCOUNT ADVANCES BILL—(from Assembly—Hon. R. Williams)—Second reading.
- *5. COAL MINES REGULATION BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *6. KORUMBURRA LAND EXCHANGE BILL—(from Assembly—Hon. R. Williams)—Second reading.
- *7. TRANSFER OF LAND (ASSURANCE FUND) BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *8. DRIED FRUITS BILL—(from Assembly—Hon. R. Williams)—Second reading.
- *9. LAND TAX BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *10. MOTOR OMNIBUS BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
- *11. INCOME TAX BILL—(from Assembly—Hon. J. P. Jones)—To be further considered in Committee.
12. CLOSER SETTLEMENT (FINANCIAL) BILL—(from Assembly—Hon. R. Williams)—To be further considered in Committee.
13. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL—Second reading.
14. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate (Hon. G. L. Goudie).*

General Business.

NOTICE OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

* Notifications to which an asterisk (*) is prefixed appear for the first time.

STANDING AND SELECT COMMITTEES—SECOND SESSION 1929.

ELECTIONS AND QUALIFICATIONS.—(Appointed by Mr. President's warrant, 11th December, 1929).
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).—The Honorables A. Bell and M. McGregor (appointed 11th December, 1929).

STANDING ORDERS.—(Appointed 17th December, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White.

HOUSE (JOINT).—(Appointed 17th December, 1929.)—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.

LIBRARY (JOINT).—(Appointed 17th December, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.

PRINTING.—(Appointed 17th December, 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.

STATUTE LAW REVISION (JOINT).—(Appointed 17th December, 1929)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 2.

TUESDAY, 17TH DECEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. DECLARATION OF MEMBER.—The Honorable W. J. McCann delivered to the Clerk the Declaration required by the forty-ninth section of the Act No. 2632 as hereunder set forth:—

“In compliance with the provisions of *The Constitution Act Amendment Act 1915*, I WILLIAM JOHN McCANN, 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 Victoria of the yearly value of over 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 situate in the municipal district of Kerang, and are known as allotments 2B, 2c, 5, and 6, section c, and allotments 12, 4 and 5 section e, also allotment 2, section c, parish of Dartagook.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Kerang are rated in the rate-book of the said municipality upon a yearly value of £254.

“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. McCANN.”

3. CONSOLIDATED REVENUE BILL (No. 1).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One million five hundred and eleven thousand three hundred and twenty-four pounds to the service of the year One thousand nine hundred and twenty-nine and One thousand nine hundred and thirty*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. PHILLIP ISLAND SHIRE BILL.—On the motion of the Honorable J. P. Jones, a Bill to amend the *Phillip Island Shire Act 1928* was, by leave, read a first time, ordered to be printed and, after debate, to be read a second time later this day.
5. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—On the motion of the Honorable J. P. Jones a Bill relating to the Area of the Metropolis under the *Melbourne and Metropolitan Board of Works Act 1928* was, by leave, read a first time, ordered to be printed, and to be read a second time to-morrow.
6. PAPERS.—The Honorable J. P. Jones presented, by command of His Excellency the Governor—
Penal Establishments, Gaols, and Reformatory Prisons—Report and Statistical Tables for the year 1928.
Ordered to lie on the Table.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
Bank Liabilities and Assets—Summary of Sworn Returns for the quarter ended 30th September, 1929.
Children’s Welfare Department and Reformatory Schools—Report of the Secretary and Inspector for the year 1928.

Closer Settlement Act 1915 and Discharged Soldiers Settlement Acts—Report of the Closer Settlement Board for the year 1928–29.

Fire Brigades Act 1915—Report of the Country Fire Brigades Board for the year 1928–29, together with Statements of Receipts and Expenditure and Assets and Liabilities for that period.

University of Melbourne.—Annual Report 1928–29, together with Statutes and Regulations and Amendments allowed by His Excellency the Governor of Victoria.

7. DAYS OF BUSINESS.—The Honorable J. P. Jones moved, by leave, That Tuesday, Wednesday, Thursday, and Friday in each week be the days on which the Council shall meet for the despatch of business during the present Session, that half-past four o'clock be the hour of meeting on each day, and that on each day the transaction of Government business shall take precedence of all other business.
Debate ensued.
Question—put and resolved in the affirmative.
8. STANDING ORDERS COMMITTEE.—The Honorable J. P. Jones moved, by leave, That the Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor D. L. McNamara, H. F. Richardson, and E. J. White be members of the Select Committee on the Standing Orders of the House; three to be the quorum.
Question—put and resolved in the affirmative.
9. HOUSE COMMITTEE.—The Honorable J. P. Jones moved, by leave, That the Honorables W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar be members of the House Committee.
Question—put and resolved in the affirmative.
10. LIBRARY COMMITTEE.—The Honorable J. P. Jones moved, by leave, That the Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner be members of the Joint Committee to manage the Library.
Question—put and resolved in the affirmative.
11. PRINTING COMMITTEE.—The Honorable J. P. Jones moved, by leave, That the Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett be members of the Printing Committee; three to be the quorum.
Question—put and resolved in the affirmative.
12. STATUTE LAW REVISION COMMITTEE.—The Honorable J. P. Jones moved, by leave, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson, with power to send for persons, papers, and records; five to be the quorum.
Question—put and resolved in the affirmative.
Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.
13. CONSOLIDATED REVENUE BILL (No. 1).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
14. PHILLIP ISLAND SHIRE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
15. SESSIONAL ACTS REVISION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to adapt certain References in Acts passed during the third Session of the twenty-ninth Parliament to the provisions of the Consolidating Acts passed during the second Session of the said Parliament and to revise the Language of certain Acts and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave and after debate, was read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

16. MUNICIPAL ENDOWMENT BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to Municipal Endowment*” and desiring the concurrence of the Council therein.

On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed, and, by leave and after debate, was read a second time and committed to a Committee as the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

And then the Council at twenty minutes past six o'clock adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 3.

WEDNESDAY, 18TH DECEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable J. P. Jones presented a Message from His Excellency the Governor, informing the Council that he had given the Royal Assent to the undermentioned Bills presented to him by the Clerk of the Parliaments, viz. :—

Consolidated Revenue Bill (No. 1).
Sessional Acts Revision Bill.
Municipal Endowment Bill.

3. MELBOURNE AND METROPOLITAN TRAMWAYS BOARD BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to the Melbourne and Metropolitan Tramways Board*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. TEMPORARY CHAIRMEN OF COMMITTEES.—The President laid upon the Table the following Warrant nominating the Temporary Chairmen of Committees :—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160 I do hereby nominate—

The Honorable William Charles Angliss,
The Honorable William Lionel Russell Clarke,
The Honorable George Louis Goudie, and
The Honorable James Herbert Disney

to act as Temporary Chairmen of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this eighteenth day of December, One thousand nine hundred and twenty-nine.

FRANK CLARKE,
President of the Legislative Council.

5. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—

Victorian Mining Accident Relief Fund—Statement of Receipts and Expenditure for the year 1928.

6. MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

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

7. MELBOURNE AND METROPOLITAN TRAMWAYS BOARD BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole. House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
8. VICTORIAN LOAN BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to authorize the raising of Money for Railways and for the purposes of Works and Undertakings of the State Electricity Commission of Victoria* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
The Order of the Day for the second reading of this Bill having been read, the Honorable J. P. Jones moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable G. L. Goudie, that the debate be adjourned until to-morrow.
- And then the Council at fifty-four minutes past nine o'clock adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 4.

THURSDAY, 19TH DECEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. CULTIVATION ADVANCES BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to enable Advances to be made on certain Terms to Cultivators of Land and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable R. Williams, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. VICTORIAN LOAN (PUBLIC WORKS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to authorize the Raising of Money for Public Works and other purposes and to sanction the Issue and Application of such Money* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. STATE ELECTRICITY COMMISSION (BALLARAT AND BENDIGO PURCHASE) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act relating to the Purchase by the State Electricity Commission of Victoria of Undertakings at or near Ballarat and Bendigo of The Electric Supply Company of Victoria Limited and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable W. J. Beckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave and after debate, to be read a second time later this day.
5. APPRENTICESHIP BILL.—On the motion of the Honorable J. P. Jones, a Bill to amend Sub-section (2) of Section Twenty-six of the *Apprenticeship Act* 1928 was, by leave, read a first time, ordered to be printed and to be read a second time later this day.
6. PAPER.—The Honorable J. P. Jones presented, by command of His Excellency the Governor—
Charitable Institutions—Statistics for the year 1928–29.
Ordered to lie on the Table.
7. VICTORIAN LOAN BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
8. STATE ELECTRICITY COMMISSION (BALLARAT AND BENDIGO PURCHASE) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole. House in Committee.
The President resumed the Chair ; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. **CULTIVATION ADVANCES BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.
10. **VICTORIAN LOAN (PUBLIC WORKS) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
11. **APPRENTICESHIP BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
12. **CLOSER SETTLEMENT (FINANCIAL) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Sections Nineteen One hundred and ninety-seven and Two hundred and three of the ‘Closer Settlement Act 1928’*” and desiring the concurrence of the Council therein.
On the motion of the Honorable R. Williams, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed, and, by leave, to be read a second time later this day.
The Order of the Day for the second reading of this Bill having been read, the Honorable R. Williams moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable E. J. White, that the debate be adjourned until to-morrow.

And then the Council at five minutes past ten o'clock adjourned until to-morrow.

P. T. POOK,
Clerk of the Legislative Council.

No. 5.

FRIDAY, 20TH DECEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. **RAILWAY LOAN APPLICATION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to sanction the Issue and Application of certain Sums of Money available under Loan Acts for Railways and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. **CULTIVATION ADVANCES BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
4. **ELECTRICITY SUPPLY LOANS APPLICATION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to sanction the Issue and Application of certain Sums of Money available under Loan Acts for Works and Undertakings of the State Electricity Commission of Victoria*” and desiring the concurrence of the Council therein.
On the motion of the Honorable W. J. Beckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and, by leave, to be read a second time later this day.
5. **STATUTE LAW REVISION COMMITTEE.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have appointed a Committee to join with the Committee of the Council to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee consisting of Mr. Blackburn, Mr. Macfarlan, Mr. Menzies, Mr. Prendergast, Mr. Slater, and Mr. Wettenhall, with power to send for persons, papers, and records, and to sit on days on which the House does not meet; five to be the quorum.

6. **INCOME TAX BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to declare the Rates of Income Tax for the Year ending on the thirtieth day of June One thousand nine hundred and thirty and to continue the Income Tax Acts* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
7. **PAPERS.**—The Honorable J. P. Jones presented, by command of His Excellency the Governor—
Education—Report of the Minister of Public Instruction for the year 1928–1929.
Ordered to lie on the Table.
The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—
Country Roads Board—Report for the year 1928–29.
8. **LAND TAX BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to declare the Rate of Land Tax for the year ending the thirty-first day of December One thousand nine hundred and thirty* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
9. **CLOSER SETTLEMENT (FINANCIAL) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had agreed to the following resolution :—
That it be a suggestion to the Legislative Assembly that they make the following amendment in the Bill, viz. :—
Clause 4, omit this clause.
and asked leave to sit again.
On the motion of the Honorable R. Williams the Report was adopted.
Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.
Resolved—That the Council will, later this day, again resolve itself into a Committee of the whole.
10. **DEVELOPMENTAL RAILWAYS BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Transfer to the Consolidated Revenue of the Sum of One hundred thousand pounds out of The Developmental Railways Account* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
11. **LICENSING (CONDUCT OF POLL) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend Section Three hundred and four of the ‘Licensing Act 1928’* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable R. Williams, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
12. **METROPOLITAN TOWN PLANNING COMMISSION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend and to extend the Operation of the Metropolitan Town Planning Commission Acts* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
13. **COAL MINES REGULATION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Payment into the Consolidated Revenue of the Sum of Fifty thousand pounds out of the Net Surplus Profits of the State Coal Mine for the year ending on the thirtieth day of June One thousand nine hundred and thirty* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
14. **TRANSFER OF LAND (ASSURANCE FUND) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Transfer to the Consolidated Revenue of the sum of Fifty thousand pounds out of the Assurance Fund under the ‘Transfer of Land Act 1928’* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
15. **APPRENTICESHIP BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
16. **PHILLIP ISLAND SHIRE BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

17. **ELECTRICITY SUPPLY LOANS APPLICATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
18. **PUBLIC ACCOUNT ADVANCES BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to authorize the Temporary Application out of The Public Account of certain Moneys to provide for the Payment of Interest payable out of the Discharged Soldiers Settlement Fund*" and desiring the concurrence of the Council therein.
On the motion of the Honorable R. Williams, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
19. **LICENSING (CONDUCT OF POLL) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
20. **KORUMBURRA LAND EXCHANGE BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to provide for the Exchange of certain Crown Land in the Township of Korumburra temporarily reserved as a Site for a Public Park for certain other Land in the Parish of Korumburra and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honorable R. Williams, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
21. **MELBOURNE AND METROPOLITAN BOARD OF WORKS BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
22. **DRIED FRUITS BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend Section Seventeen of the 'Dried Fruits Act 1928' and to continue in force the Dried Fruits Acts*" and desiring the concurrence of the Council therein.
On the motion of the Honorable R. Williams, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
23. **INCOME TAX BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable J. P. Jones moved, That this Bill be now read a second time.
Debate ensued.

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

SATURDAY, 21ST DECEMBER, 1929.

Debate continued.

Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had agreed to the following resolutions:—

That it be a suggestion to the Legislative Assembly that they make the following amendments in the Bill, viz. :—

1. Clause 2, page 2, line 15, omit "Sixpence" and insert "Fourpence and a halfpenny."
2. " " 20, omit "Sevenpence" and insert "Fivepence and a halfpenny."
3. " " 24, omit "Eightpence" and insert "Sixpence and a halfpenny."
4. " " 28, omit "Ninepence" and insert "Sevenpence and a halfpenny."
5. " " 31, omit "Tenpence" and insert "Eightpence and a halfpenny."
6. " " 37, omit "Twelvepence" and insert "Ninepence."
7. " page 3, line 5, omit "Fourteenpence" and insert "Elevenpence."
8. " " 9, omit "Sixteenpence" and insert "Thirteenpence."
9. " " 13, omit "Eighteenpence" and insert "Fifteenpence."
10. " " lines 17-18, omit "Twenty pence" and insert "Seventeenpence."
11. " page 4, line 25, omit "Twenty-one pence" and insert "Eighteenpence."
12. " " 34, omit "Twenty-one pence" and insert "Eighteenpence."
13. " page 5, lines 4-5, omit "Twenty-one pence" and insert "Eighteenpence."

and asked leave to sit again.

On the motion of the Honorable J. P. Jones, the Report was adopted.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolutions.

Resolved—That the Council will, later this day, again resolve itself into a Committee of the whole.

24. **MOTOR OMNIBUS BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Twenty-one of the ‘Motor Omnibus Act 1928’*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
25. **ADJOURNMENT.**—The Honorable J. P. Jones moved, That the Council at its rising adjourn until this day at eleven o’clock.
Debate ensued.
Question—put and resolved in the affirmative.

And then the Council, at fifty minutes past three o’clock in the morning, adjourned until this day.

P. T. POOK,
Clerk of the Legislative Council.

No. 6.

SATURDAY, 21ST DECEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. **STAMPS BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the Law relating to Stamps and Stamp Duties*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Monday next.
3. **COUNTRY ROADS BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to Payment of an amount out of the Country Roads Board Fund in the Financial Year beginning on the First day of July One thousand nine hundred and twenty-nine in respect of certain Loans*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. **MELBOURNE HARBOR TRUST BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to the Borrowing Powers of the Melbourne Harbor Trust Commissioners*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. **ENTERTAINMENTS TAX BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to provide for the Imposition of a Tax upon Payments for Admission to Entertainments*” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Monday next.
6. **STATE ELECTRICITY COMMISSION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to provide for the Construction of Tramways and the Management and Operation of Tramway Undertakings by the State Electricity Commission of Victoria in certain Areas and to authorize the Commission to borrow Moneys on Overdraft for a certain purpose and to amend the ‘State Electricity Commission Act 1928’*” and desiring the concurrence of the Council therein.
On the motion of the Honorable W. J. Beckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
7. **METROPOLITAN TOWN PLANNING COMMISSION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
8. **RAILWAY LOAN APPLICATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. **DEVELOPMENTAL RAILWAYS BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
10. **ADMINISTRATION AND PROBATE DUTIES BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to increase the Duties payable under Part VI. of the ‘ Administration and Probate Act 1928’* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Monday next.
11. **CLOSER SETTLEMENT (FINANCIAL) BILL.**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make a certain amendment in such Bill, have made the suggested amendment with a consequential amendment in the title, and desiring the concurrence of the Council therein.
Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.
12. **PUBLIC ACCOUNT ADVANCES BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
13. **COAL MINES REGULATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
14. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day Government Business, No. 6, be postponed until after No. 7.
15. **TRANSFER OF LAND (ASSURANCE FUND) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
16. **KORUMBURRA LAND EXCHANGE BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
17. **DRIED FRUITS BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
18. **ADJOURNMENT.**—The Honorable J. P. Jones moved, by leave, That the Council at its rising adjourn until Monday next at two o'clock.
Question—put and resolved in the affirmative.

19. **LAND TAX BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
20. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 10 and 11, be postponed until after No. 12.
21. **CLOSER SETTLEMENT (FINANCIAL) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill, including the amendment made by the Assembly which was suggested by the Council and the consequential amendment made by the Assembly in the title, without amendment, the Report was adopted and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same, including the amendment made by the Assembly which was suggested by the Council and the consequential amendment made by the Assembly in the title, without amendment.
22. **COUNTRY ROADS BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Deputy-President resumed the Chair ; and the Honorable G. L. Goudie having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
23. **STATE ELECTRICITY COMMISSION BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable W. J. Beckett moved, That this Bill be now read a second time, and, debate arising thereupon, it was ordered, on the motion of the Honorable Dr. J. R. Harris, that the debate be adjourned until Monday next.
24. **MELBOURNE HARBOR TRUST BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable G. L. Goudie reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on Monday next, again resolve itself into the said Committee.
- And then the Council, at forty-five minutes past four o'clock, adjourned until Monday next.

P. T. POOK,
Clerk of the Legislative Council.

MR. PRESIDENT TAKES THE CHAIR AT A QUARTER PAST TWO O'CLOCK.

LEGISLATIVE COUNCIL

Notices of Motion and Orders of the Day

No 6.

MONDAY, 23RD DECEMBER, 1929.

Question.

1. The Hon. W. H. EDGAR: To ask the Honorable the Commissioner of Public Works—
 - (a) What is the reduction in fares per train mile and the total reduction to date in the fares of all passengers carried on Sunday trains to and from country districts.
 - (b) What is the increase in wages to employees per shift and the total additional amount paid to date to such employees for Sunday work.

Government Business.

ORDERS OF THE DAY:—

1. STATE ELECTRICITY COMMISSION BILL—(from Assembly—Hon. W. J. Beckett)—Second reading—*Resumption of debate* (Hon. Dr. J. R. Harris).
2. MOTOR OMNIBUS BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
3. ADMINISTRATION AND PROBATE DUTIES BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
4. STAMPS BILL—(from Assembly—Hon. J. P. Jones)—Second reading.
5. ENTERTAINMENTS TAX BILL.—(from Assembly—Hon. J. P. Jones)—Second reading.
6. MELBOURNE HARBOR TRUST BILL—(from Assembly—Hon. E. L. Kiernan)—To be further considered in Committee.
7. INCOME TAX BILL—(from Assembly—Hon. J. P. Jones)—To be further considered in Committee.
8. WORKERS' COMPENSATION (TRANSFER OF FUNDS) BILL—Second reading.
9. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate* (Hon. G. L. Goudie).

General Business.

NOTICE OF MOTION:—

1. The Hon. W. TYNER: To move, That he have leave to bring in a Bill relating to the Sale or Supply of Liquor on Christmas Day and Good Friday.

P. T. POOK,
Clerk of the Legislative Council.

FRANK CLARKE,
President.

STANDING AND SELECT COMMITTEES—SECOND SESSION 1929.

- ELECTIONS AND QUALIFICATIONS.**—(Appointed by Mr. President's warrant, 11th December, 1929).
The Honorables A. Bell, H. I. Cohen, G. L. Goudie, Dr. J. R. Harris, J. P. Jones, D. L. McNamara, and H. F. Richardson
- PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).**—The Honorables A. Bell and M. McGregor (appointed 11th December, 1929).
- STANDING ORDERS.**—(Appointed 17th December, 1929).—The Honorables the President, F. W. Brawn, H. I. Cohen, W. H. Edgar, Dr. J. R. Harris, J. P. Jones, M. McGregor, D. L. McNamara, H. F. Richardson, and E. J. White,
- HOUSE (JOINT).**—(Appointed 17th December, 1929.)—The Honorables the President (*ex officio*), W. Angliss, A. Bell, A. E. Chandler, D. L. McNamara, and A. M. Zwar.
- LIBRARY (JOINT).**—(Appointed 17th December, 1929.)—The Honorables the President, W. J. Beckett, W. L. R. Clarke, M. Saltau, and W. Tyner.
- PRINTING.**—(Appointed 17th December, 1929).—The Honorables the President, E. G. Bath, H. A. Currie, H. Hitchcock, H. Keck, E. L. Kiernan, Lieut.-Col. G. V. Lansell, W. J. McCann, H. H. Smith, and G. J. Tuckett.
- STATUTE LAW REVISION (JOINT).**—(Appointed 17th December, 1929)—The Honorables H. I. Cohen, W. H. Edgar, G. L. Goudie, J. P. Jones, M. McGregor, and H. F. Richardson.

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS

No. 7.

MONDAY, 23RD DECEMBER, 1929.

1. The President took the Chair and read the Prayer.
2. STATE ELECTRICITY COMMISSION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
3. MOTOR OMNIBUS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable J. P. Jones moved, That this Bill be now read a second time.
Debate ensued.
The Honorable Dr. J. R. Harris moved, as an amendment, That the word "now" be omitted and the words "this day three months" added after the word "time."
Debate ensued.
Amendment, by leave, withdrawn.
Debate on the main question continued.
The Honorable W. J. Beckett moved, That the debate be now adjourned.
Question—put and resolved in the affirmative.
Ordered—That the debate be adjourned until later this day.
4. STAMPS (BETTING TAX) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act for imposing certain Stamp Duties on Bookmakers' Licences or Permits and on Betting-tickets and for other purposes*" and desiring the concurrence of the Council therein.
On the motion of the Honorable W. J. Beckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. ADMINISTRATION AND PROBATE DUTIES BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
6. STAMPS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable J. P. Jones moved, That this Bill be now read a second time.
Debate ensued.
Question—put.

The Council divided.

Ayes, 9.

The Hon. W. J. Beckett,
A. Bell,
F. W. Brawn,
J. H. Disney (*Teller*),
J. P. Jones,
E. L. Kiernan,
W. J. McCann,
D. L. McNamara (*Teller*),
R. Williams.

Noes, 16.

The Hon. W. Angliss,
E. G. Bath,
A. E. Chandler,
Colonel Harold Cohen (*Teller*),
H. A. Currie,
G. M. Davis,
W. H. Edgar,
G. L. Goudie,
Dr. J. R. Harris,
H. Hitchcock,
M. McGregor,
H. H. Smith,
G. J. Tuckett,
W. Tyner,
E. J. White (*Teller*),
A. M. Zwar.

And so it passed in the negative.

7. ADMINISTRATION AND PROBATE DUTIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair. House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had agreed to the following resolution:—

That it be a suggestion to the Legislative Assembly that they make the following amendment in the Bill, viz.:—

Clause 2, sub-clause (1), omit this sub-clause and insert—

(1) In the case of any estate (whether real or personal or both) the net value of which is not less than Three thousand pounds of any deceased person with respect to which a statement has pursuant to Section one hundred and fifty-two of the Principal Act been filed on or after the date of the commencement of this Act in addition to the duty payable thereon pursuant to Part VI. of the Principal Act and Part I. or Part II. (as the case may be) of the Tenth Schedule to the said Act there shall be paid additional duty of an amount equal to ten per centum of the difference between—

(a) the total amount of the duty otherwise chargeable on such estate; and

(b) the total amount of the duty which would be otherwise chargeable on such an estate if the net value thereof were Three thousand pounds.

(2) In the case of any settlement of property (whether real or personal or both) to be registered pursuant to Section One hundred and seventy-seven of the Principal Act on or after the said date, in addition to the duty payable thereon pursuant to Part III. of the Tenth Schedule to the said Act there shall be paid additional duty of an amount equal to ten per centum of the total amount of the duty otherwise chargeable.

and asked leave to sit again.

On the motion of the Honorable J. P. Jones, the Report was adopted.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Resolved—That the Council will, later this day, again resolve itself into a Committee of the whole.

8. ENTERTAINMENTS TAX BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. INCOME TAX BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make certain amendments in such Bill, have decided not to make the amendments suggested by the Council.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

10. MELBOURNE HARBOR TRUST BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

11. STAMPS (BETTING TAX) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable J. H. Disney having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

12. INCOME TAX BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was, after debate, adopted.

The Honorable J. P. Jones moved, That the Bill be now read a third time.

The Honorable H. I. Cohen moved, That the following amendments suggested on the consideration of the Bill in Committee of the whole be again suggested to the Legislative Assembly, viz. :—

1. Clause 2, page 2, line 15, omit "Sixpence" and insert "Fourpence and a halfpenny."
2. " " " 20, omit "Sevenpence" and insert "Fivepence and a halfpenny."
3. " " " 24, omit "Eightpence" and insert "Sixpence and a halfpenny."
4. " " " 28, omit "Ninepence" and insert "Sevenpence and a halfpenny."
5. " " " 31, omit "Tenpence" and insert "Eightpence and a halfpenny."
6. " " " 37, omit "Twelvepence" and insert "Ninepence."
7. " " page 3, line 5, omit "Fourteenpence" and insert "Elevenpence."
8. " " " 9, omit "Sixteenpence" and insert "Thirteenpence."
9. " " " 13, omit "Eighteenpence" and insert "Fifteenpence."
10. " " lines 17-18, omit "Twenty pence" and insert "Seventeenpence."
11. " " page 4, line 25, omit "Twenty-one pence" and insert "Eighteenpence."
12. " " " 34, omit "Twenty-one pence" and insert "Eighteenpence."
13. " " page 5, lines 4-5, omit "Twenty-one pence" and insert "Eighteenpence."

Debate ensued.

Question—put.

The Council divided.

Ayes, 19.

The Hon. W. Angliss,
E. G. Bath,
A. Bell,
A. E. Chandler,
W. L. R. Clarke (*Teller*),
Colonel Harold Cohen,
H. I. Cohen,
H. A. Currie,
G. M. Davis,
W. H. Edgar,
Dr. J. R. Harris,
H. Hitchcock,
M. McGregor,
M. Saltau,
H. H. Smith,
G. J. Tuckett (*Teller*),
W. Tyner,
E. J. White,
A. M. Zwar.

Noes, 8.

The Hon. W. J. Beckett,
F. W. Brawn,
J. H. Disney,
J. P. Jones,
E. L. Kiernan,
W. J. McCann (*Teller*),
D. L. McNamara (*Teller*),
R. Williams.

And so it was resolved in the affirmative.

Ordered—That the Bill be returned to the Assembly with a Message suggesting that the Assembly amend the same as set forth in the foregoing resolution.

Ordered—That the debate be adjourned until later this day.

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

TUESDAY, 24TH DECEMBER, 1929.

13. INCOME TAX BILL.—CONFERENCE.—The President announced the receipt of a Message from the Assembly acquainting the Council that they desire a Free Conference on the subject-matter of the amendments suggested by the Council in this Bill and that they have appointed seven Members of the Assembly to be Managers of the said Conference.

The Honorable J. P. Jones moved, That the desire of the Assembly for a Free Conference on the subject-matter of the amendments suggested by the Council in this Bill be complied with.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable Dr. J. R. Harris moved, That the following Members be appointed managers of the Conference :—The Honorables Colonel Harold Cohen, H. I. Cohen, H. A. Currie, W. H. Edgar, M. McGregor, A. M. Zwar, and the Mover.

Question—put and resolved in the affirmative.

The Honorable J. P. Jones moved, That the Conference meet at five minutes past three o'clock a.m. this day in the Legislative Council Committee Room.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have appointed seven Members to confer with a like number of Members of the Assembly on the subject-matter of the amendments suggested by the Council in this Bill, and have named the Legislative Council Committee Room as the place, and five minutes past three o'clock a.m. this day as the time of meeting of such conference.

The Managers then went to the Conference, and being returned—The Honorable Dr. J. R. Harris reported on behalf of the Managers for the Council that they had met the Managers for the Assembly on the subject-matter of the amendments suggested by the Council in this Bill, and that they had, after discussion, arrived at an agreement. The recommendations of the Conference would be considered in the Assembly, where the Bill and the suggested amendments were. The Council would await a Message from the Assembly.

14. ADMINISTRATION AND PROBATE DUTIES BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the Bill in Committee that the Assembly make a certain amendment in such Bill, have made the suggested amendment with modifications, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be referred to the Committee of the whole on the Bill.

15. MOTOR OMNIBUS BILL (No. 2).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to Motor Omnibuses*” and desiring the concurrence of the Council therein.

On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.

16. INCOME TAX BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that the Assembly, having considered the Message of the Council suggesting on the consideration of the question, that this Bill be now read a third time that the Assembly make certain amendments in the Bill, have made the suggested amendments with modifications, and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be considered in conjunction with the Order of the Day for the resumption of the debate on the third reading of the Bill.

17. ADMINISTRATION AND PROBATE DUTIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill, including the amendment suggested by the Council, as modified and made by the Assembly, without amendment, the Report was adopted and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same, including the amendment suggested by the Council, as modified and made by the Assembly, without amendment.

18. INCOME TAX BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a third time, having been read—

Debate resumed.

The Honorable J. P. Jones moved, That the amendments suggested by the Council as modified and made by the Assembly be agreed to.

Debate ensued.

Question—put and resolved in the affirmative.

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

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same, including the amendments suggested by the Council as modified and made by the Assembly, without amendment.

19. MOTOR OMNIBUS BILL (No. 2).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole:

House in Committee.

The President resumed the Chair; and the Honorable W. Angliss having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

20. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Fisheries Acts—Notices of Intention to issue Proclamations—

Re Long Lines in Port Phillip Bay.

To define the Mouth of Stony Creek at Lake Tyers.

To prohibit all Fishing or the Taking of Fish from the Macalister River above Glenmaggie Weir.

To restrict the length of Mesh or Set Nets in the Port of Corner Inlet and Port Albert.

Poisons Acts—Proclamation amending Second Schedule to the Poisons Act 1920—Additional Dangerous Drugs.

Public Service Acts—Regulations—Professional Division, Chapter II.—Department of Agriculture.

21. STAMPS BILL (No. 2).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the Law relating to Stamps and Stamp Duties* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.

22. APPROPRIATION BILL.—The President announced the receipt of a Message from the Assembly transmitting 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 nine hundred and thirty and to appropriate the Supplies granted in this and the last preceding Session of Parliament* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable J. P. Jones, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.

23. STAMPS BILL (No. 2).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable J. H. Disney having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

24. APPROPRIATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. L. R. Clarke having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

25. ADJOURNMENT.—The Honorable J. P. Jones moved, by leave, That the Council at its rising adjourn until Wednesday, the 15th January next.

Question—put and resolved in the affirmative.

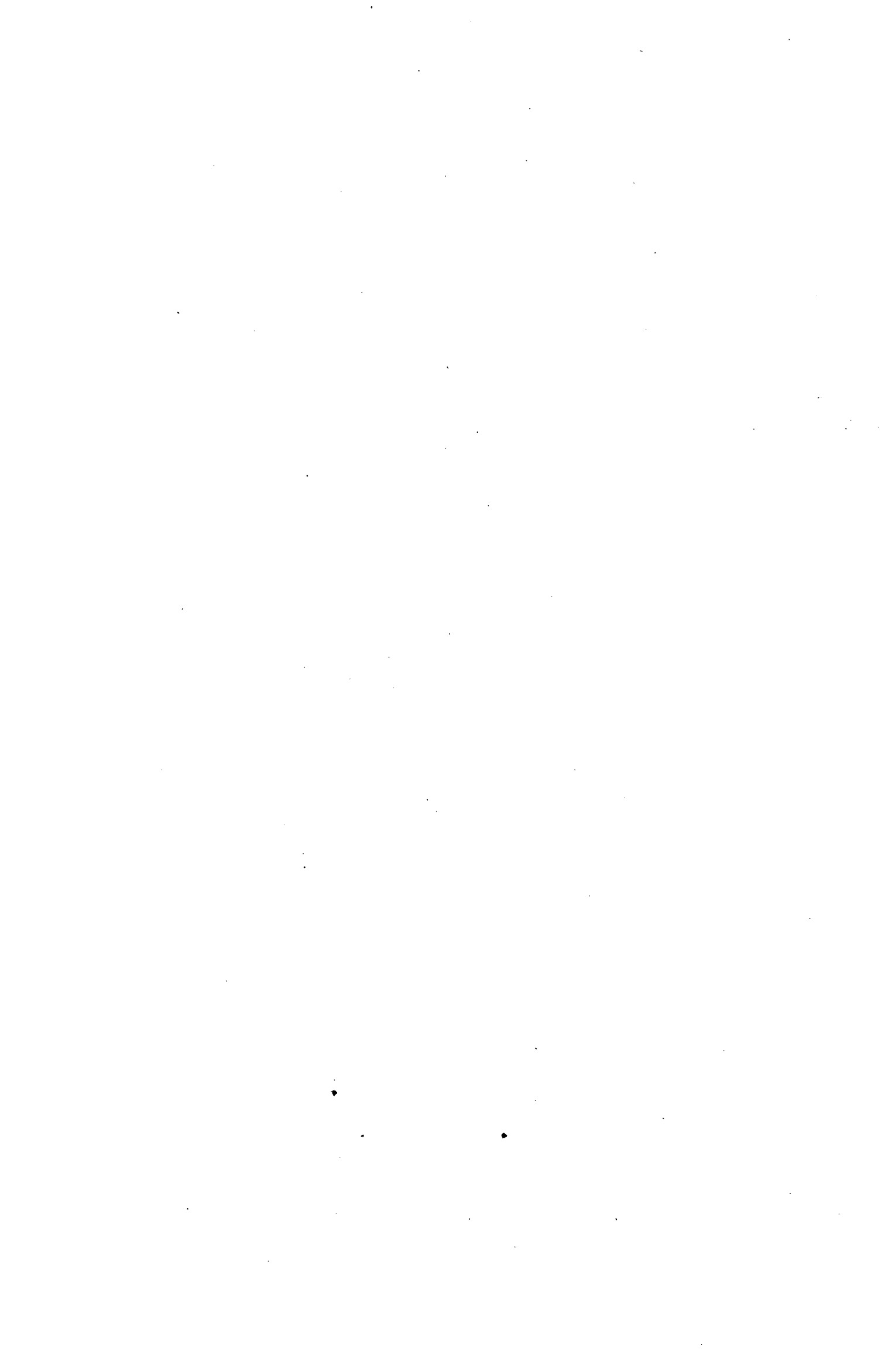
The Honorable J. P. Jones moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at fifty-two minutes past ten o'clock in the morning, adjourned until Wednesday, the 15th January next.

P. T. POOK,
Clerk of the Legislative Council.



2ND SESSION 1929.

QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO.

Subject-matter, and Name of Member.	No. of Notice-Paper. (Question.)	Page in Hansard. (Reply.)
ALBURY, Supply of electricity to. <i>See</i> "State Electricity Commission." Amalgamated Freezing Works—Number in operation this year—Purchase of lambs from growers or by public auction and processing thereof (<i>Hon. R. Kilpatrick</i>)	2	139
CENSORSHIP of Films—Action to prevent the passing for exhibition and the advertising of such pictures as "The Cock-eyed World" (<i>Hon. H. F. Richardson</i>)	4	348
ELECTRICITY. <i>See</i> "State Electricity Commission."		
FILMS. <i>See</i> "Censorship of Films."		
Freezing Works. <i>See</i> "Amalgamated Freezing Works."		
RACECOURSES and Race-meetings—Appointment of the Country Boards referred to in Act No. 3818 (<i>Hon. G. J. Tuckett</i>)	2	139
Railways—Sunday trains to and from country districts—Reduction in fares per train mile and total reduction in fares of passengers—Increase in wages to employees per shift and total additional amount paid (<i>Hon. W. H. Edgar</i>)	6	217-18, 347-8, 501-2, 527, 541-2
STATE Electricity Commission—Conditions and terms of supply of electricity to Albury, New South Wales (<i>Hon. A. Bell</i>) Sunday trains. <i>See</i> "Railways."	2	139

BILLS ASSENTED TO AFTER THE FINAL ADJOURNMENT OF BOTH HOUSES OF PARLIAMENT AND BEFORE THE PROROGATION.

The following Bills were assented to by His Excellency the Governor on the dates mentioned hereunder, viz. :—

On the 24th December, 1929—

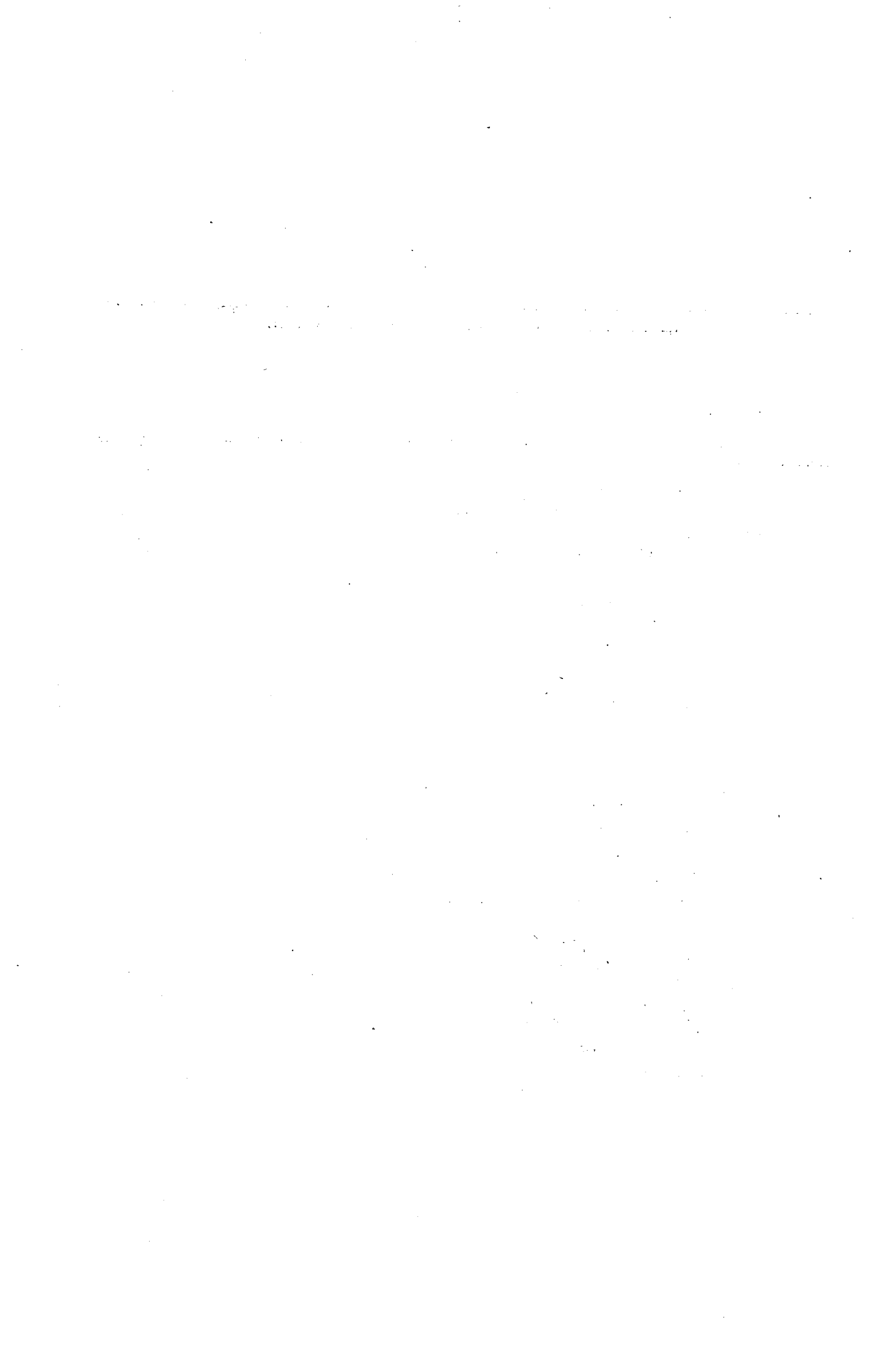
Melbourne and Metropolitan Tramways Board

On the 30th December, 1929—

- Administration and Probate Duties
- Apprenticeship
- Closer Settlement (Financial)
- Coal Mines Regulation
- Country Roads
- Cultivation Advances
- Developmental Railways
- Dried Fruits
- Electricity Supply Loans Application
- Entertainments Tax
- Income Tax
- Korumburra Land Exchange
- Land Tax
- Licensing (Conduct of Poll)
- Melbourne and Metropolitan Board of Works
- Melbourne Harbor Trust
- Metropolitan Town Planning Commission
- Motor Omnibus (No. 2)
- Phillip Island Shire
- Public Account Advances
- Railway Loan Application
- Stamps (No. 2)
- Stamps (Betting Tax)
- State Electricity Commission
- State Electricity Commission (Ballarat and Bendigo Purchase)
- Transfer of Land (Assurance Fund)
- Victorian Loan
- Victorian Loan (Public Works)

On the 7th January, 1930—

Appropriation





VICTORIA
GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 3]

MONDAY, JANUARY 13.

[1930

PROROGUING THE PARLIAMENT OF VICTORIA.

PROCLAMATION.

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia,
&c., &c., &c.

WHEREAS The Parliament of Victoria stands adjourned until Wednesday, the fifteenth day of January, 1930:
Now I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation
prorogue the said Parliament of Victoria until Tuesday, the eleventh day of March, 1930.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this thirteenth day
of January, in the year of our Lord One thousand nine hundred and thirty, and in the twentieth year
of the reign of His Majesty King George V.

(L.S.)

SOMERS.

By His Excellency's Command,

E. J. HOGAN.

GOD SAVE THE KING!



SELECT COMMITTEES.

APPOINTED DURING THE 2ND SESSION 1929.

No. 1.—ELECTIONS AND QUALIFICATIONS.

Appointed (by President's Warrant) 11th December, 1929.

The Hon. A. Bell	The Hon. J. P. Jones
H. I. Cohen	D. L. McNamara
G. L. Goudie	H. F. Richardson
Dr. J. R. Harris	

No. 2.—STANDING ORDERS.

Appointed 17th December, 1929.

The Hon. the President	The Hon. J. P. Jones
F. W. Brawn	M. McGregor
H. I. Cohen	D. L. McNamara
W. H. Edgar	H. F. Richardson
Dr. J. R. Harris	E. J. White

No. 3.—HOUSE (JOINT).

Appointed 17th December, 1929.

(See Act No. 3176 s. 2.)

The Hon. the President (<i>ex officio</i>)	The Hon. A. E. Chandler
W. Angliss	D. L. McNamara
A. Bell	A. M. Zwar

No. 4.—LIBRARY (JOINT).

Appointed 17th December, 1929.

The Hon. the President	The Hon. M. Saltau
W. J. Beckett	W. Tyner
W. L. R. Clarke	

No. 5.—PRINTING.

Appointed 17th December, 1929.

The Hon. the President	The Hon. E. L. Kiernan
E. G. Bath	Lieut.-Col. G. V. Lansell
H. A. Currie	W. J. McCann
H. Hitchcock	H. H. Smith
H. Keek	G. J. Tuckett

No. 6.—STATUTE LAW REVISION (JOINT).

Appointed 17th December, 1929.

The Hon. H. I. Cohen	The Hon. J. P. Jones
W. H. Edgar	M. McGregor
G. L. Goudie	H. F. Richardson

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).

APPOINTED UNDER THE RAILWAYS STANDING COMMITTEE ACT, 11TH DECEMBER, 1929.

The Hon. A. Bell
1919.

The Hon. M. McGregor



VICTORIA.

LEGISLATIVE COUNCIL.

SECOND SESSION 1929.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 1.

Extracted from the Minutes.

WEDNESDAY, 18TH DECEMBER, 1929.

No. 1.—MELBOURNE AND METROPOLITAN TRAMWAYS BOARD BILL.—Clause 2—

2. In section nine of the Principal Act for the words "thirty-first day of December One thousand nine hundred and twenty-nine" there shall be substituted the words "thirty-first day of December One thousand nine hundred and thirty."

—(Hon. J. P. Jones.)

Amendment proposed—That the word "thirty" be omitted with the view of inserting in place thereof the word "thirty-two".

—(Hon. A. E. Chandler.)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 18.

The Hon. W. J. Beckett,
A. Bell,
Sir Frank Clarke,
Colonel Harold Cohen,
H. I. Cohen,
H. A. Currie,
G. M. Davis,
J. H. Disney,
Dr. J. R. Harris,
H. Hitchcock,
J. P. Jones,
E. L. Kiernan,
R. Kilpatrick (*Teller*),
W. J. McCann,
D. L. McNamara,
H. F. Richardson,
E. J. White (*Teller*),
R. Williams.

Noes, 8.

The Hon. E. G. Bath (*Teller*),
A. E. Chandler,
G. L. Goudie,
M. McGregor,
H. H. Smith,
G. J. Tuckett,
W. Tyner (*Teller*),
A. M. Zwar.

And so it was resolved in the affirmative.

SATURDAY, 21ST DECEMBER, 1929.

No. 2.—INCOME TAX BILL.—Clause 2—

2. (1) The rates of the duties of income tax which shall pursuant to the Income Tax Acts be charged levied collected and paid for the use of His Majesty in aid of the consolidated revenue for the year ending on the thirtieth day of June One thousand nine hundred and thirty are hereby declared to be as follows (that is to say) :—

- (a) On all income derived by any person (not being a company) from personal exertion—
- (i) where such income does not exceed Five hundred pounds—
for every pound sterling of the taxable amount thereof, Sixpence ; and
- (ii) where such income exceeds Five hundred pounds—
for every pound sterling of the taxable amount thereof up to Five hundred pounds, Sevenpence ;
for every pound sterling of the taxable amount thereof over Five hundred pounds and up to One thousand pounds, Eightpence ;
for every pound sterling of the taxable amount thereof over One thousand pounds and up to One thousand five hundred pounds, Ninepence ; and
for every pound sterling of the taxable amount thereof over One thousand five hundred pounds, Tenpence ;
- (b) On all income derived by any person (not being a company) from the produce of property—
- (i) where such income does not exceed Five hundred pounds—
for every pound sterling of the taxable amount thereof, Twelvepence ; and
- (ii) where such income exceeds Five hundred pounds—
for every pound sterling of the taxable amount thereof up to Five hundred pounds, Fourteenpence ;
for every pound sterling of the taxable amount thereof over Five hundred pounds and up to One thousand pounds, Sixteenpence ;
for every pound sterling of the taxable amount thereof over One thousand pounds and up to One thousand five hundred pounds, Eighteenpence ;
and
for every pound sterling of the taxable amount thereof over One thousand five hundred pounds, Twenty-pence ;
- * * * * *
- (d) On the income of a company (other than a mutual life assurance company)—
for every pound sterling of the taxable amount thereof, Twenty-one pence ;
- (e) On the income of a mutual life assurance company—
- (i) with respect to its mutual life assurance business only, for every pound sterling of the taxable amount of income, Twelvepence ; and
- (ii) with respect to its other business, for every pound sterling of the taxable amount of income, Twenty-one pence :

Provided that, where the articles of association of a life assurance company provide that a percentage of its profits is to be distributed among the life assurance policy-holders of the company, then, for the purposes of this section, the rate for every pound sterling of the amount represented by the like percentage of the taxable amount of the income of the company from life assurance business shall be Twelvepence and the rate for every pound sterling of the taxable amount of the remainder of the income of the company shall be Twenty-one pence :

* * * * *

—(Hon. J. P. Jones).

Motion made and question put—That it be a suggestion to the Legislative Assembly that they make the following amendments in the Bill, viz. :—

1. Clause 2, paragraph (a), omit "Sixpence" and insert "Fourpence and a halfpenny."
2. " " omit "Sevenpence" and insert "Fivepence and a halfpenny."
3. " " omit "Eightpence" and insert "Sixpence and a halfpenny."
4. " " omit "Ninepence" and insert "Sevenpence and a halfpenny."
5. " " omit "Tenpence" and insert "Eightpence and a halfpenny."
6. " paragraph (b), omit "Twelvepence" and insert "Ninepence."
7. " " omit "Fourteenpence" and insert "Elevenpence."
8. " " omit "Sixteenpence" and insert "Thirteenpence."
9. " " omit "Eighteenpence" and insert "Fifteenpence."
10. " " omit "Twenty-pence" and insert "Seventeenpence."
11. " paragraph (d), omit "Twenty-one pence" and insert "Eighteenpence."
12. " paragraph (e), sub-paragraph (ii), omit "Twenty-one pence" and insert "Eighteenpence."
13. " paragraph (e), in the proviso, omit "Twenty-one pence" and insert "Eighteenpence".

—(Hon. H. I. Cohen.)

Committee divided.

Ayes, 21.

The Hon. W. Angliss,
 E. G. Bath,
 A. Bell,
 A. E. Chandler,
 W. L. R. Clarke (*Teller*),
 Colonel Harold Cohen,
 H. I. Cohen,
 H. A. Currie,
 G. M. Davis,
 G. I. Goudie,
 Dr. J. R. Harris,
 H. Hitchcock,
 H. Keck (*Teller*),
 R. Kilpatrick,
 M. McGregor,
 H. F. Richardson,
 H. H. Smith,
 G. J. Tuckett,
 W. Tyner,
 E. J. White,
 A. M. Zwar.

Noes, 7.

The Hon. W. J. Beckett,
 J. H. Disney (*Teller*),
 J. P. Jones,
 E. L. Kiernan,
 W. J. McCann,
 D. L. McNamara (*Teller*),
 R. Williams.

And so it was resolved in the affirmative.

VICTORIA - MINUTES OF THE PROCEEDINGS OF THE LEG. COUNCIL 1ST & 2ND SESS. 1929

COUNCIL
CHAMBER