

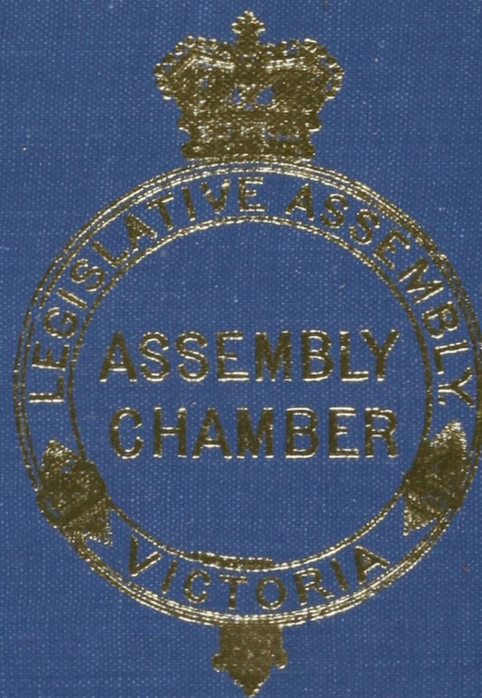
VICTORIA



VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY

SESSION
1856-7

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VICTORIA.



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VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY,
SESSION 1856-7,

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

VOL. I.

By Authority:
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VICTORIA.

SUMMARY OF PROCEEDINGS ON BILLS IN THE LEGISLATIVE ASSEMBLY DURING THE SESSION 1856-7.

No.	SHORT TITLES OF BILLS.	By whom and when initiated.	PROGRESS.													REMARKS.	
			First Reading.	Second Reading.	Committee.	Report.	Recommittal.	Report on the whole.	Recommittal.	Passing.	Returned from Council with Amendments.	Amendments considered.	Agreed to by the Legislative Council.	Assent.	Publication in the Government Gazette.		Number of Act.
1	Empowerment Bill	Mr. Childers	Nov. 25	Nov. 27	Dec. 10	Dec. 10	From Select Committee	Oct. 2	Oct. 2	Oct. 2	Oct. 2	Nov. 3	Nov. 4	Nov. 24	Nov. 27	XXIII.	Order for second reading discharged, 12th December.
2	Electoral Act Amendment Bill	Mr. Haines	Nov. 25	Nov. 27	Dec. 10	Dec. 10	From Select Committee	Oct. 2	Oct. 2	Oct. 2	Oct. 2	Nov. 3	Nov. 4	Nov. 24	Nov. 27	XXIII.	Order for second reading discharged, 12th December.
3	Evidence Law Amendment Bill	Mr. Fellows	Dec. 2	Dec. 2	Dec. 16	Feb. 13	From Select Committee	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	VIII.	
4	Bankers' Draft Law Amendment Bill	Mr. Haines	Dec. 2	Dec. 2	Dec. 16	Feb. 13	From Select Committee	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	VII.	
5	Workmen and Sub-Contractors Lien Bill	Mr. Michie	Dec. 2	Dec. 2	Dec. 16	Feb. 13	From Select Committee	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	VII.	Order for second reading discharged, 30th January.
6	Customs Laws Consolidation Bill	Mr. Childers	Dec. 2	Dec. 2	Dec. 16	Feb. 13	From Select Committee	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	VII.	Order for second reading discharged, 11th December.
7	Patent Bill	Mr. Fellows	Dec. 3	Dec. 3	Jan. 7	Jan. 13	From Select Committee	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	III.	
8	Census Bill	Mr. Haines	Dec. 3	Dec. 3	Jan. 7	Jan. 13	From Select Committee	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	III.	Order for second reading discharged, 11th December.
9	Choses in Action Bill	Mr. Haines	Dec. 3	Dec. 3	Jan. 7	Jan. 13	From Select Committee	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	Jan. 13	III.	Order for second reading discharged, 11th December.
10	Immigrants Law Amendment Bill	By Resolution of Committee on Motion of Mr. Childers	Dec. 9	Dec. 10	Jan. 14	Feb. 13	From Select Committee	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	Feb. 13	IV.	
11	Spirit Merchants Bill	By Resolution of Committee on Motion of Mr. Sladen	Dec. 9	Dec. 10	Jan. 7	Jan. 7	From Select Committee	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	IV.	
12	Anticlerical Bill	By Resolution of Committee on Motion of Mr. Sladen	Dec. 9	Dec. 10	Jan. 7	Jan. 7	From Select Committee	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	IV.	
13	Customs Laws Consolidation Bill (2)	Mr. Childers	Dec. 10	Dec. 10	Jan. 7	Jan. 7	From Select Committee	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	XIII.	
14	Jurors Bill	By Resolution of Committee on Motion of Mr. Fellows	Dec. 16	Dec. 11	Jan. 7	Jan. 7	From Select Committee	July 17	July 17	July 17	July 17	July 17	July 17	July 17	July 17	XIX.	
15	Powers of Attorney Bill	Mr. Grant	Dec. 10	Dec. 10	Feb. 27	Feb. 27	From Select Committee	June 12	June 12	June 12	June 12	June 12	June 12	June 12	June 12	XXVIII.	
16	Gunpowder Bill (2)	By Resolution of Committee on Motion of Mr. Childers	Dec. 11	Dec. 11	Jan. 15	Jan. 15	From Select Committee	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	XXI.	
17	Claimants against Government Relief Bill	By Resolution of Committee on Motion of Mr. Stowell	Dec. 11	Dec. 11	Jan. 22	Jan. 22	From Select Committee	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	XXI.	Order for second reading discharged on 28th December.
18	Householding Prevention Bill (1)	Mr. Labor	Dec. 16	Dec. 16	Jan. 7	Jan. 7	From Select Committee	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	XXII.	Order for second reading discharged on 30th January.
19	Gold Fields Management Bill (1)	Mr. Humphrey	Dec. 16	Dec. 16	Jan. 7	Jan. 7	From Select Committee	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	XXII.	Returned from Legislative Council for amendment, May 23.
20	Assembly Members' Qualification Bill	Mr. Gavan Duffy	Dec. 19	Dec. 19	Jan. 7	Jan. 7	From Select Committee	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	XXII.	Returned from Legislative Council for amendment, May 23.
21	Privileges Bill	Mr. Stowell	Dec. 19	Dec. 19	Jan. 7	Jan. 7	From Select Committee	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	XXII.	Returned from Legislative Council for amendment, May 23.
22	Gold Fields Management Bill (2)	By Resolution of Committee on Motion of Mr. Haines	Dec. 19	Dec. 19	Jan. 7	Jan. 7	From Select Committee	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	Jan. 9	XXII.	Returned from Legislative Council for amendment, May 23.
23	Interpretation of Acts Bill	By Resolution of Committee on Motion of Mr. Fellows	Jan. 23	Jan. 23	Jan. 27	Feb. 13	From Select Committee	Feb. 19	Feb. 19	Feb. 19	Feb. 19	Feb. 19	Feb. 19	Feb. 19	Feb. 19	XXII.	Order for second reading discharged, 11th August, 1857.
24	Gold Fields Management Bill (3)	By Resolution of Committee on Motion of Mr. Humphrey	Jan. 23	Jan. 23	Feb. 4	Feb. 4	From Select Committee	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	XXII.	Order for second reading discharged, 11th August, 1857.
25	Emigration Bill	By Resolution of Committee on Motion of Mr. Childers	Jan. 23	Jan. 23	Feb. 4	Feb. 4	From Select Committee	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	Feb. 11	XXII.	Order for second reading discharged, 11th August, 1857.
26	Carriers Regulation Bill	By Resolution of Committee on Motion of Mr. Pyke	Feb. 6	Feb. 10	Feb. 18	Feb. 18	From Select Committee	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	V.	Lapsed, on 15th April.
27	Bills of Lading Bill	By Message from the Legislative Council	Feb. 6	Feb. 10	Feb. 18	Feb. 18	From Select Committee	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	Feb. 18	V.	Lapsed, on 15th April.
28	Audit Bill	Mr. Sladen	Feb. 13	Feb. 13	May 27	May 27	From Select Committee	Sept. 22	Sept. 22	Sept. 22	Sept. 22	Sept. 22	Sept. 22	Sept. 22	Sept. 22	XXIV.	
29	Householding Prevention Bill (2)	By Resolution of Committee on Motion of Mr. Labor	Feb. 17	Mar. 10	May 23	May 23	From Select Committee	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	XXIX.	Order for second reading discharged on 15th April.
30	County Courts Bill	By Resolution of Committee on Motion of Mr. Fellows	Feb. 18	Feb. 18	May 23	May 23	From Select Committee	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	Sept. 11	XXIX.	Order for second reading discharged on 15th April.
31	Crown Lands Bill	By Resolution of Committee on Motion of Capt. Clarke	Feb. 19	May 26	June 10	June 23	From Select Committee	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	XXIX.	Order for second reading discharged on 15th April.
32	Seab Bill	Mr. Ware	Feb. 20	Feb. 20	May 29	July 17	From Select Committee	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	XXIX.	Order for second reading discharged on 15th April.
33	Friendly Societies Bill	By Resolution of Committee on Motion of Mr. Greaves	Feb. 27	Mar. 4	June 30	July 7	From Select Committee	July 7	July 7	July 7	July 7	July 7	July 7	July 7	July 7	X.	Order for second reading discharged on 28th July.
34	Mining on Private Property Bill	Mr. O'Shanassy	April 16	April 16	May 27	May 27	From Select Committee	May 27	May 27	May 27	May 27	May 27	May 27	May 27	May 27	XXV.	Order for second reading discharged, 3rd November, 1857.
35	Gold Mining on Private Lands Bill	Mr. Haines	May 27	May 27	May 27	May 27	From Select Committee	May 27	May 27	May 27	May 27	May 27	May 27	May 27	May 27	XXV.	Order for second reading discharged, 3rd November, 1857.
36	Opium Duty Bill	By Resolution of Committee on Motion of Mr. McCulloch	May 28	May 28	May 29	May 29	From Select Committee	May 29	May 29	May 29	May 29	May 29	May 29	May 29	May 29	VII.	
37	State Aid to Religion Bill	By Resolution of Committee on Motion of Mr. Michie	June 3	July 2	July 16	July 30	From Select Committee	Sept. 9	Sept. 9	Sept. 9	Sept. 9	Sept. 9	Sept. 9	Sept. 9	Sept. 9	VII.	
38	Melbourne and Hobson's Bay Railway Amendment Bill	Mr. D. S. Campbell	June 9	June 9	June 10	June 23	From Select Committee	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	Aug. 26	XVIII.	
39	Expiling Laws Continuation Bill	Mr. Fellows	June 10	June 10	June 12	June 12	From Select Committee	June 16	June 16	June 16	June 16	June 16	June 16	June 16	June 16	XVI.	
40	Colonial Insurance Company's Bill	Mr. D. S. Campbell	June 10	June 11	June 16	June 16	From Select Committee	July 14	July 14	July 14	July 14	July 14	July 14	July 14	July 14	XXVI.	
41	License Fee Reduction Bill	By Resolution of Committee on Motion of Mr. Ebdon	June 12	June 12	June 12	June 12	From Select Committee	June 16	June 16	June 16	June 16	June 16	June 16	June 16	June 16	IX.	Order for second reading discharged, 7th July, 1857.
42	Australian Fire and Life Insurance Company's Bill	Mr. Langlands	June 16	June 17	July 17	July 31	From Select Committee	July 31	July 31	July 31	July 31	July 31	July 31	July 31	July 31	XXV.	Order for second reading discharged, 7th July, 1857.
43	Settled Estates Bill	By Message from the Legislative Council	June 17	July 10	July 17	July 31	From Select Committee	July 31	July 31	July 31	July 31	July 31	July 31	July 31	July 31	XXV.	Order for second reading discharged, 7th July, 1857.
44	Melbourne Gas and Coke Company's Amendment Bill	Mr. Smith	June 17	June 17	June 20	June 20	From Select Committee	July 16	July 16	July 16	July 16	July 16	July 16	July 16	July 16	XIV.	
45	Geelong and Melbourne Railway Act Amendment Bill	Mr. Fyfe	June 18	June 18	Sept. 4 to 29	Sept. 29	From Select Committee	Sept. 29	Sept. 29	Sept. 29	Sept. 29	Sept. 29	Sept. 29	Sept. 29	Sept. 29	XI.	
46	Melbourne Markets Bill	Mr. Moore	June 20	June 20	June 20	June 20	From Select Committee	July 7	July 7	July 7	July 7	July 7	July 7	July 7	July 7	XI.	
47	Australian Fire and Life Insurance Company's Bill (2)	Mr. Langlands	July 2	July 2	July 10	July 10	From Select Committee	July 10	July 10	July 10	July 10	July 10	July 10	July 10	July 10	XXIV.	
48	Oaths of Office Bill	Mr. Michie	July 3	July 3	July 17	July 17	From Select Committee	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	XXIV.	
49	Orphan Apprentices Bill	Mr. Michie	July 3	July 3	July 17	July 17	From Select Committee	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	Aug. 4	XXIV.	
50	Festivals Bill	By Message from His Excellency the Governor	July 7	July 7	July 16	July 20	From Select Committee	Aug. 18	Aug. 18	Aug. 18	Aug. 18	Aug. 18	Aug. 18	Aug. 18	Aug. 18	XX.	Lapsed, 21st August.
51	Fines Appropriation Bill	By Message from His Excellency the Governor	July 7	July 7	July 23	July 23	From Select Committee	July 23	July 23	July 23	July 23	July 23	July 23	July 23	July 23	XXVII.	Lapsed, 22nd September.
52	Titles to Land Bill	By Message from the Legislative Council	July 9	July 9	July 9	July 9	From Select Committee	July 9	July 9	July 9	July 9	July 9	July 9	July 9	July 9	XXVII.	Lapsed, 14th August.
53	Alfens Act Amendment Bill	By Message from the Legislative Council	July 15	July 15	Sept. 8	Sept. 8	From Select Committee	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	XXVII.	Order for second reading discharged, 4th August.
54	Poisons Act	By Message from the Legislative Council	July 15	July 15	Sept. 8	Sept. 8	From Select Committee	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	Sept. 8	XXVII.	Order for second reading discharged, 4th August.
55	Destitution of Spies Bill	By Resolution of Committee on Motion of Mr. Humphrey	July 17	July 17	July 17	July 17	From Select Committee	July 17	July 17	July 17	July 17	July 17	July 17	July 17	July 17	XXVII.	Order for second reading discharged, 4th August.
56	Ballarat Gas Company's Bill	Mr. Humphrey	July 17	July 17	July 23	July 23	From Select Committee	Aug. 5	Aug. 5	Aug. 5	Aug. 5	Aug. 5	Aug. 5	Aug. 5	Aug. 5	XXVII.	Order for second reading discharged, 4th August.
57	Gold Export Duty Act Amendment Bill	Mr. Ebdon	July 22	July 22	July 22	July 22	From Select Committee	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	XV.	
58	Melbourne and Suburban Railway Company's Bill	Mr. Brooks	July 22	July 22	Aug. 11	Aug. 11	From Select Committee	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	Aug. 11	XIII.	
59	Echuca Bridge Bill	Mr. Langlands	July 23	July 23	Aug. 6	Aug. 6	From Select Committee	Sept. 15	Sept. 15	Sept. 15	Sept. 15	Sept. 15	Sept. 15	Sept. 15	Sept. 15	XXX.	
60	Geelong Building Bill	By Message from Legislative Council	July 29	Aug. 6	Aug. 18	Aug. 18	From Select Committee	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	XII.	
61	St. Kilda and Brighton Railway Bill	Mr. Grant	Aug. 6	Aug. 6	Aug. 18	Aug. 18	From Select Committee	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	Nov. 18	XII.	
62	Bolton Church Lands Act Amendment Bill	Mr. Rutledge	Aug. 7	Aug. 7	Aug. 14	Aug. 14	From Select Committee	Aug. 19	Aug. 19	Aug. 19	Aug. 19	Aug. 19	Aug. 19	Aug. 19	Aug. 19	XXIII.	
63	Flagging Footways Bill	By Message from Legislative Council	Aug. 26	Aug. 26	Sept. 9	Sept. 9	From Select Committee	Sept. 29	Sept. 29	Sept.							

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 1.

FRIDAY, 21ST NOVEMBER, 1856.

1. Assembly met pursuant to Proclamation of His Excellency the Officer administering the Government, bearing date the 1st day of November, 1856,—which Proclamation was read by the Clerk.
2. MESSAGE FROM THE GOVERNOR'S COMMISSIONERS.—A Message from Commissioners appointed by His Excellency the Officer administering the Government, by the Usher of the Legislative Council:—

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

Commissioners appointed by His Excellency the Officer administering the Government, request the attendance of the members of the Legislative Assembly, to hear the Commission for opening the Parliament read.

Accordingly the Members of the Assembly went to the Council Chamber, where the Commissioners being seated, Mr. Justice Barry said:—

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

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

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

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, and so forth.

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING,—

WHEREAS by Proclamation made on the first day of November now instant, by His Excellency Major-General EDWARD MACARTHUR, the Senior Military Officer in command of our Land Forces in Our Colony of Victoria, and the Officer administering the Government of Our said Colony, the said EDWARD MACARTHUR did fix that the First Session of the Legislative Council and Legislative Assembly should commence and be holden on this day, at Twelve o'clock at noon, at the Parliament Houses, on the Eastern Hill, in the City of Melbourne: And forasmuch as for certain causes the said EDWARD MACARTHUR 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 Sir WILLIAM A'BECKETT, Knight, Our Chief Justice of Our Supreme Court of Victoria, and REDMOND BARRY, EDWARD EYRE WILLIAMS, and ROBERT MOLESWORTH, Esquires, Our other Justices of Our said Court, do by the advice of Our Executive Council, give and grant by the tenor of these presents unto the said Sir WILLIAM A'BECKETT, REDMOND BARRY, EDWARD EYRE WILLIAMS and ROBERT MOLESWORTH, or any of them, full power in Our name to begin and hold Our said Parliament, and to do everything which for and by us, or the said EDWARD MACARTHUR, shall be there to be done; commanding also by the tenor of these presents, with the assent of our said Council, all whom it may concern, to meet in Our said Parliament, that to the said Sir WILLIAM A'BECKETT, REDMOND BARRY, EDWARD EYRE WILLIAMS and ROBERT MOLESWORTH, or any of them, they diligently attend in the premises in the form aforesaid. In TESTIMONY whereof we caused the seal of Our said Colony to be hereunto affixed.

WITNESS Our trusty and well-beloved MAJOR-GENERAL EDWARD MACARTHUR, Our Officer administering the Government of Our said Colony of Victoria, at Government

House, Melbourne, in Our said Colony, this twenty-first day of November, in the year of Our Lord, One thousand eight hundred and fifty-six, and in the twentieth year of Our Reign.

(L.S.) (Signed) EDWARD MACARTHUR,
Major-General.
By His Excellency's Command,
(Signed) WILLIAM C. HAINES.

Entered on Record by me in Register of Patents Book 9, pages 258 and 259, this twenty-first day of November, One thousand eight hundred and fifty-six.

(Signed) WILLIAM C. HAINES,
Chief Secretary and Registrar.

And then Mr. Justice Barry said—

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

We have it in command from His Excellency to let you know that on Tuesday, the 25th of this instant, November, at Two o'clock in the afternoon, His Excellency will declare to you in person in this place the causes of his calling this Parliament together; however, as it is necessary before you proceed to the despatch of business that a President of the Legislative Council, and a Speaker of the Legislative Assembly be chosen, His Excellency requests that you in your respective Chambers will proceed to the choice of a proper person to be President of the Legislative Council, and also of another proper person to be Speaker of the Legislative Assembly.

And the House being returned,—

3. COMMISSIONER TO ADMINISTER OATHS TO MEMBERS.—E. E. Williams, Esquire, one of the Judges of the Supreme Court of Victoria, having been announced by the Serjeant-at-Arms, and by him conducted to the Chair, handed to the Clerk at the Table a Commission in the words following:—

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, and so forth.

TO EDWARD EYRE WILLIAMS, Esquire, one of the Judges of Our Supreme Court of Victoria,

GREETING,—

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

WITNESS Our trusty and well-beloved MAJOR-GENERAL MACARTHUR, Our Senior Military Officer, in command of Our Land Forces in our Colony of Victoria, and Officer administering Our Government of Our said Colony, at Melbourne, in Victoria, this nineteenth day of November, One thousand eight hundred and fifty-six, and in the twentieth year of Our Reign.

(L. s.) (Signed) EDWARD MACARTHUR,
Major-General.

(Signed) By His Excellency's Command,
WILLIAM C. HAINES.

Entered on Record in Register of Patents Book 9, page 255, this nineteenth day of November, One thousand eight hundred and fifty-six.

(Signed) WILLIAM C. HAINES,
Chief Secretary and Registrar.

And which commission was read by the Clerk.

4. WRITS OF ELECTION.—The Clerk announced there had been handed to him Writs, that had been issued by His Excellency the Officer administering the Government, for the Election of Members to serve in the Legislative Assembly during the present Parliament, for the several Electoral Districts of the Colony; and that by the returns respectively endorsed

on such Writs, it appeared that the following Members were duly elected for the several Electoral Districts set opposite their respective names, viz.—

St. Kilda - - - - -	{ Frederick James Sargood Thomas Howard Fellows.
Collingwood - - - - -	{ George Harker Thomas Embling.
Warrnambool - - - - -	George Samuel Wegg Horne.
Portland - - - - -	{ Hugh Culling Eardley Childers Daniel Abraham Hughes.
South Melbourne - - - - -	Andrew Clarke.
Melbourne - - - - -	{ David Moore, Archibald Michie, William Foster Stawell, John Thomas Smith, John O'Shannassy.
Murray Boroughs - - - - -	Francis Murphy.
Belfast - - - - -	Francis Edis Beaver.
North Grenville - - - - -	Peter Lalor.
Castlemaine Boroughs - - - - -	{ Alexander Stenson Palmer Vincent Pyke.
Alberton - - - - -	James Davis.
Normanby - - - - -	Edward Henty.
Colac - - - - -	Andrew Rutherford.
Geelong - - - - -	{ Alexander Fyfe, Charles Sladen, Charles Read, John Henry Brooke.
The Kyneton Boroughs - - - - -	George Walker Johnson.
The Ovens - - - - -	Daniel Cameron.
North Grant - - - - -	John Basson Humffray.
Gipps Land - - - - -	John King.
Rodney - - - - -	John Dunstan Baragwanath.
South Grant - - - - -	{ William Clark Haines, Horatio Spencer Wills, John Myles.
Kilmore - - - - -	John O'Shannassy.
Brighton - - - - -	Jonathan Binns Were.
Talbot - - - - -	{ Buller Cole Aspinall David Blair.
West Bourke - - - - -	{ Patrick Phelan Robert McDougall.
Anglesey - - - - -	Peter Snodgrass.
South Bourke - - - - -	{ Charles Pasley Patrick O'Brien.
East Bourke - - - - -	{ Robert Bennett Augustus Frederick Adolphus Greeves.
The Sandhurst Boroughs - - - - -	James Macpherson Grant
Evelyn and Mornington - - - - -	William A. Douglas Anderson
Dundas and Follett - - - - -	Charles James Griffith
The Murray - - - - -	{ John Goodman Travers Adamson.
Richmond - - - - -	{ George Samuel Evans Daniel Stodhart Campbell.
Villiers and Heytesbury - - - - -	{ Charles Gavan Duffy William Rutledge.
The Loddon - - - - -	{ John Downes Owens Ebenezer Syme.
Polwarth, Ripon, Hampden, and South Grenville	{ Jeremiah George Ware Colin Campbell.
Williamstown - - - - -	John Fitzgerald Leslie Foster
Wimmera - - - - -	{ William Hammill James MacCulloch.

Travers Adamson, Esq., W. A. D. Anderson, Esq., Buller Cole Aspinall, Esq., John D. Baragwanath, Esq., Francis Edis Beaver, Esq., Robert Bennett, Esq., David Blair, Esq., John Henry Brooke, Esq., Daniel Cameron, Esq., Colin Campbell, Esq., Daniel Stodhart Campbell, Esq., Hugh Culling Eardley Childers, Esq., Andrew Clarke, Esq., Charles Gavan Duffy, Esq., Thomas Embling, Esq., Thomas Howard Fellows, Esq., John F. L. Foster, Esq., Alexander Fyfe, Esq., John Goodman, Esq., James McPherson Grant, Esq., A. F. A. Greaves, Esq., Chas. James Griffith, Esq., William Clark Haines, Esq., W. Hammill, Esq., George Harker, Esq., Edward Henty, Esq., G. S. W. Horne, Esq., D. A. Hughes, Esq., John Basson Humffray, Esq., G. W. Johnson, Esq., John King, Esq., Peter Lalor, Esq., James MacCulloch, Esq., Robert McDougall, Esq.,

Archibald Michie, Esq., David Moore, Esq., Francis Murphy, Esq., John Myles, Esq., Patrick O'Brien, Esq., John O'Shanassy, Esq., Alexander Stenson Palmer, Esq., Charles Pasley, Esq., Patrick Phelan, Esq., Vincent Pyke, Esq., Andrew Rutherford, Esq., William Rutledge, Esq., Frederick James Sargood, Esq., Charles Sladen, Esq., John Thomas Smith, Esq., Peter Snodgrass, Esq., William Foster Stawell, Esq., Ebenezer Syme, Esq., J. G. Ware, Esq., J. B. Were, Esq., and Horatio Spencer Wills, Esq., having severally taken the Oath, and Charles Read being one of the people called Quakers, having made a solemn affirmation, as required by law, took their seats as Members of the said Legislative Assembly.

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

5. ELECTION OF SPEAKER.—Mr. Horne, addressing himself to the Clerk, moved, That Francis Murphy, Esq., do take the Chair of this House as Speaker, which motion was seconded by Mr. Sargood.

Mr. Hammill, addressing himself also to the Clerk, moved, That Charles James Griffith, Esq., do take the Chair of this House as Speaker, which motion was seconded by Mr. Henty.

Question—that Francis Murphy, Esq., do take the Chair of this House as Speaker—put by the Clerk.

Assembly divided.

Ayes 39.

Mr. Fellows,
Mr. Snodgrass,
Mr. Horne,
Captain. Clarke,
Dr. Embling,
Mr. Phelan,
Mr. Harker,
Mr. Cameron,
Mr. Hughes,
Mr. Childers,
Mr. Palmer,
Mr. Greeves,
Mr. McCulloch,
Mr. Baragwanath,
Mr. Bennett,
Mr. Humffray,
Mr. Moore,
Mr. Fyfe.
Mr. Wills,
Mr. Ware,
Captain. Pasley
Mr. Myles,
C. Read,
Mr. Blair,
Mr. Goodman,
Mr. Sladen,
Mr. O'Brien,
Mr. Haines,
Mr. Duffy,
Mr. Grant,
Mr. Beaver,
Mr. D. S. Campbell,
Mr. Johnston,
Mr. C. Campbell,
Mr. Griffith,
Mr. Stawell,
Mr. Pyke,
Mr. Brooke,
Mr. Sargood (*Teller*).

Noes 17.

Mr. King.
Mr. Smith,
Mr. Lalor,
Mr. Foster,
Mr. Syme,
Mr. Michie,
Mr. Weare,
Mr. Rutledge,
Mr. Henty,
Mr. O'Shanassy,
Mr. McDougall,
Mr. Rutherford,
Mr. Murphy,
Mr. Adamson,
Mr. Anderson,
Mr. Aspinall,
Mr. Hammill (*Teller*).

Mr. Murphy was then conducted to the Chair by Mr. Horne and Mr. Sargood, and, standing on the upper step, made his acknowledgments to the House for the honor conferred upon him, and took his seat in the Chair.

6. DECLARATIONS OF QUALIFICATION.—The following declarations of qualification were then delivered to the Clerk at the Table.

I, FRANCIS MURPHY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: The house and grounds of Mayfield, occupied by myself: And I further

declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a member of the Legislative Assembly of the Colony of Victoria.

“FRAN^S. MURPHY.”

“I, AUGUSTUS FREDERICK ADOLPHUS GREEVES, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne city allotment 12, section 12, and parish of Prahran, allotment D of portion 72, in the county of or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Lands and tenements: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof for the purpose of qualifying or enabling me to be returned a member of the Legislative Assembly of the Colony of Victoria.

“AUGUSTUS F. A. GREEVES.”

“I, FREDERICK JAMES SARGOOD, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Fifteen acres of land and the house in which I reside, situate in the Upper Dandenong Road, East St. Kilda: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“FREDERICK JAMES SARGOOD.”

“I, THOMAS EMBLING, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the nett value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of in the county or reputed county of _____, the descriptions of which lands and tenements are as follow: Dwelling-house and land, being 31, Gore street, East Collingwood, (Fitzroy Ward) in occupation of self; part of portion 51, land in east Collingwood (Hoddle street), being 46 feet by 252 feet; 266½ acres of land, Eummeering, Dandenong, part of portion 30, fenced, and occupied on lease by Mr. H. Jennings; 8½ acres land, Cotham, by Kew, parts 4 and 5 of portion 85, fenced, cleared, partly occupied with buildings, &c.: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“THOMAS EMBLING.”

“I, HORATIO SPENCER WILLS, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Moolap, in the county or reputed county of South Grant, the descriptions of which lands and tenements are as follow: A house and farm, commonly known as Belle Vue: And I further declare, that I have not collusively or colourably 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 of the Colony of Victoria.

“H. S. WILLS.”

“I, JOHN D. BARAGWANATH, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Heathcote, in the county or reputed county of Dalhousie, the descriptions of which lands and tenements are as follow: Allotment ten of section nine and buildings erected and being erected thereon, situate in the township of Heathcote, county of Dalhousie: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JOHN D. BARAGWANATH.”

“I, JOHN FITZGERALD LESLIE FOSTER, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the clear value of two thousand pounds, sterling

money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Doutta Galla, in the county of or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Section twenty, parish of Doutta Galla, containing 712 acres: And I further declare, that I have not collusively or colourably 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 of the Colony of Victoria.

“JOHN FITZGERALD LESLIE FOSTER.”

“I, JOHN O'SHANASSY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the city of Melbourne, in the county of or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Being allotment 20, block 38, in Elizabeth-street, in the city of Melbourne, in the occupation of Baily and Walker, and others: And I further declare that I have not collusively or colourably 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 Assembly of the Colony of Victoria.”

“JOHN O'SHANASSY.”

“I, TRAVERS ADAMSON, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parishes of North Melbourne and Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow:—All that piece or parcel of land situate and being in the parish of North Melbourne, in the county of Bourke and Colony of Victoria, and being part of allotment number seven of section nineteen, town of Melbourne east, commencing at a point on the southern boundary line of said allotment number seven (distant eighty-one feet two and a half inches west from the south-eastern corner or angle of said allotment number seven), and extending in a line from said point of commencement bearing west twenty feet nine inches, and bounded on the south by Wellington street; thence in a line bearing north eighty-two feet six inches, and bounded on the west by the western boundary line of said allotment number seven; then in a line bearing east twenty feet nine inches, and bounded on the north by the northern boundary line of said allotment; then in a line bearing south eighty-two feet six inches home to the commencing point; and bounded on the east by other part of said allotment number seven of section nineteen, and all the buildings, &c., erected thereon: And all that piece or parcel of land situate at Richmond, in the parish of Jika Jika, county of Bourke and Colony of Victoria, and being part of allotment number twenty-five in the said parish, commencing at a point in Rowena-street, distant one hundred and eighty feet east from the western boundary line of said allotment, two hundred and sixty-three feet north from the southern boundary line thereof, and bounded as follows: On the north by Rowena-street aforesaid, being a line bearing east twenty-seven feet; on the east by other part of said allotment, being a line at right angles to the said last mentioned line, bearing south one hundred feet; on the south by other part of said allotment, being a line at right angles to the last mentioned line, bearing west twenty-seven feet, and on the west by a right-of-way ten feet wide, which commences at Rowena-street, and runs parallel to the western boundary line of the said allotment, being a line bearing north one hundred feet home to the commencing point, and all buildings, messuages, &c., erected thereon: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“TRAVERS ADAMSON.”

“I, JONATHAN BINNS WERE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Moorrabbin, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Containing by admeasurement seventy-eight acres, being portion number nine according to a map or plan contained in and known as the Brighton Special Survey; bounded on the north to the extent of twenty chains by a reserved road of two chains wide, dividing it from the parish of Prahran, on the east by a line running at right angles therewith, and separating said portion number nine from portion number ten, bearing southerly to the extent of thirty-nine chains; on the southward by a reserved road of one chain wide, running at right angles with the last mentioned line, bearing westerly twenty chains; and on the westward by a line running at right angles therewith, and separating said portion number nine from portion number one, bearing northerly to the extent of thirty-nine chains: And I further declare, that I have not collusively or

colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“J. B. WERE.”

“I, WILLIAM RUTLEDGE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of _____, in the county of Villiers at Woodford, near Warrnambool, the descriptions of which lands and tenements are as follow: Three hundred and ninety-nine acres, with the buildings erected thereon, and which lands are described in the Crown Grants thereof as being portions Nos. one, two, three, twelve, and thirteen, and situate in the county of Normanby: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

Melbourne, 21st Nov. 1856.

“W^M. RUTLEDGE.”

“I, CHARLES GAVAN DUFFY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Boorandara, in the county or reputed county of South Bourke, the descriptions of which lands and tenements are as follow: The house in Upper Hawthorne known as Auburn Lodge, and six acres of land upon which it is situated: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“CHARLES GAVAN DUFFY.”

“I, HUGH CULLING EARDLEY CHILDERS do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parishes of Portland, Bolwarra, and Jika Jika, in the counties or reputed counties of Normanby and Bourke, the descriptions of which lands and tenements are as follow: Allotment No. 32 in the parish of Portland; Allotment F of section 11 in the parish of Bolwarra: and part of portion No. 100, in the parish of Jika Jika, abutting on the north on Merri-street: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“HUGH C. E. CHILDERS.”

“I, JAMES McCULLOCH, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the freehold value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow:—Portions 172 B and 173 B, ten acres, twenty-four perches; also in the city of Melbourne, county of Bourke, portion of allotment 19, section 15, being 150 feet frontage to King street, and 112 feet to Little Collins-street, with buildings thereon: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JAMES McCULLOCH.”

“I, CHARLES PASLEY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran in the county of Bourke, the descriptions of which lands and tenements are as follow: All that piece of land situate in the parish of Prahran, and being lots four and five, and part of lots three, six and seven respectively of portion thirty-two in the said parish, as shewn on a plan of subdivision of part of the said portion, prepared by James Ainslie, commencing at a point on the western boundary of the said portion distant 670 feet south from the north-western corner of the said portion, thence extending in a line bearing south 76 feet, bounded on the west by a Government road called William street, one chain wide, thence in a line bearing east 210 feet, thence in a line bearing north 76 feet, and thence in a line bearing west 210

feet to the commencing point, together with the dwelling-house and other buildings erected thereon : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ C. PASLEY.”

“ I, GEORGE HARKER, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the yearly value of five hundred pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne or Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow : Blue stone store at the corner of Elizabeth and Flinders-streets : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ GEORGE HARKER.”

“ I, ANDW. RUTHERFORD, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of three thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Nangall, in the county of or reputed county of Polworth, the descriptions of which lands and tenements are as follow : Twelve hundred and fifteen acres of land, &c., &c. And I further declare, that I have not collusively or colourably 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 Assembly of the Colony of Victoria.

“ ANDW. RUTHERFORD.”

“ I, ALEXANDER STENSON PALMER, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of , in the county or reputed county of , the descriptions of which lands and tenements are as follow : Township of Beechworth, allotments seventeen and eighteen, section one, with tenements thereon, in occupation of John C. Gray, and others : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ ALEX. S. PALMER.”

“ I, JEREMIAH GEORGE WARE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Corio, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follow : Household property, Moorabool-street, Geelong, in the occupation of Mr. Field : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

21st Nov., 1856.

“ J. G. WARE.”

“ I, EDWD. HENTY, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of thirteen thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Portland and Bolwarra, in the county or reputed county of Normanby, the descriptions of which lands and tenements are as follow : Suburban allotment number fifty-three, with the mansion-house and buildings thereon, in the parish of Portland ; two thousand acres of land, or thereabouts, in the parish of Bolwarra, adjoining the parish of Portland, with the homestead and buildings thereon, in the occupation of myself : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

Nov. 21st, 1856.

“ EDWD. HENTY.”

“ I, VINCENT PYKE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all

charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, and in the parish of Castlemaine, in the county of Talbot, the description of which lands and tenements are as follows : 1. Allotment forty-nine of portion 3, parish of Prahran, with dwelling house thereon in my own occupation. 2. Allotments nine and ten of section B., parish of Castlemaine, with shop and dwelling house thereon in the occupation of James Henry Rule : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a member of the Legislative Assembly of the Colony of Victoria.

“VINCT. PYKE.”

“I, W. A. D. ANDERSON do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the clear value of £2000, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran and Dowling Forest, in the county or reputed county of the descriptions of which lands and tenements are as follow : Land ; one and half houses in Osburn-street : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“W. A. D. ANDERSON.”

“I, JOHN GOODMAN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate near Benalla, in the District of Murray, the descriptions of which lands and tenements are as follow : Six hundred and forty acres on the Mokoacs Station together with all the messuages and tenements erected thereon, in my own occupation ; also part of allot. 1 of sec. 13, town of Kyneton, county of Dalhousie : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JOHN GOODMAN.”

“I, GEORGE SAMUEL WEGG HORNE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situated in the parishes of Prahran, Wangoom, and Warrnambool, in the counties or reputed counties of Bourke and Heytesbury, the descriptions of which lands and tenements are as follow : House and other buildings with land situate in Carlyle-street, St. Kilda, in my own occupation ; an allotment of land at Sandridge ; land in Wrecken-street, North Melbourne ; twenty-five acres in the township of Warrnambool ; allotment No. 5 of section II., parish of Wangoom, containing one hundred and fifty-six acres or thereabouts : And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“G. S. W. HORNE.”

“I, WILLIAM FOSTER STAWELL, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Boroondara, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow : Commencing at a point eight chains west from the north-eastern angle of portion number 79, and bounded on the north by section 61, on the west by other part of the said portion number 79, on the south by a road one chain wide, and on the east by other part of the said portion to the commencing point, containing sixteen acres more or less : And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“WILLIAM FOSTER STAWELL.”

“I, DANIEL STODHART CAMPBELL, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county

or reputed county of Bourke, the descriptions of which lands and tenements are as follow:—All that piece or parcel of land situate in the municipality of Richmond, and facing Church-street and Darlington-parade, containing eight acres, two roods, and fifteen perches, on which is erected my private residence and other tenements, being portions of suburban allotments, twenty-six and twenty-one, parish of Jika Jika: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“D. S. CAMPBELL.”

I, PETER SNODGRASS, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: The premises which I occupy as my dwelling-house: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“PETER SNODGRASS.”

I, PETER LALOR, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the yearly value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Glendaruel, in the county or reputed county of Talbot, the descriptions of which lands and tenements are as follow:—One hundred and sixty acres of land with buildings and other improvements in my own occupation: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“PETER LALOR.”

I, ALEXANDER FYFE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of North Geelong, in the county or reputed county of , the descriptions of which lands and tenements are as follow: Nine dwelling houses, known as Singapore terrace: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ALEXANDER FYFE.”

I, DAVID MOORE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situated in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: All that piece or parcel of land, containing by estimation forty-five acres, or thereabouts, being portion of country section one hundred and thirty-two, in the parish of Jika Jika, County of Bourke, and Colony of Victoria, which said piece of land is enclosed by a fence, and bounded on the north by the portion of section No. one hundred and thirty-five, late the property of Henry Edward Michel, Esq.; on the east by the Merri Creek; on the south by a private road thirty-three feet wide, dividing it from the other moiety of said section No. one hundred and thirty-two; and on the west by other portion of the same section, formerly the property of Henry Bebb Morris, Esq., and abutting upon the Sydney-road; together with the messuage or tenement erected and built thereon or upon some part thereof, with the out-buildings thereto belonging, and which said piece of land is known by the name of ‘Moorefield’: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“DAVID MOORE.”

Melbourne, 21st Nov., 1856.

I, PATRICK O'BRIEN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the clear value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situated in the city of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements

are as follow: Section 29, allotment 4, Great Lonsdale-street: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“PATRICK O'BRIEN.”

“I, CHARLES JAMES GRIFFITH, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit, in lands or tenements, in the Colony of Victoria, of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne, in the county of or reputed county of Bourke, the descriptions of which lands and tenements are as follow: A house commonly known as No. 117 Collins street east: And I further declare, that I have not collusively or colourably 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 Assembly of the Colony of Victoria.

“CHARLES JAMES GRIFFITH.”

“I, ANDREW CLARKE, of Melbourne, in the Colony of Victoria, Esquire, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: All that piece or parcel of land in the Colony of Victoria, in the county of Bourke, and parish of Jika Jika, being part of section number ninety-five of said parish, and being on a plan of subdivision of said section number ninety-five, lot one, and containing three acres, two roods, and fifteen perches or thereabouts, more or less, bounded on the north, commencing at the north-west corner or angle of the said section number ninety-five by part of section one hundred, being a line bearing east fifteen chains thirty links; on the east by a road thirty-three feet wide, reserved out of said section ninety-five, being a line at right angles with the last line bearing south four chains sixty-nine links and three quarters of a link, on the south by another street or road forty feet wide, reserved out of said section called Clarke-street, being a line at right angles with the last line, bearing west five chains ninety-five links, and on the west and remaining part of said lot one by the Merri Creek; and also all that piece or parcel of land in the said county and parish being other part of the said section number ninety-five of said parish, and being lot two on said plan of subdivision, and containing two acres, three roods, and eight perches, more or less, bounded on the south, commencing at the south-west corner or angle of the said section ninety-five by part of section number ninety-four of said parish; being a line bearing easterly six chains, on the east by the before-mentioned road of thirty-three feet wide, being a line at right angles with the last line, bearing north four chains, sixty-nine links, and three-quarters of a link; on the north by the said street or road of forty feet wide reserved out of the said section called Clarke-street, being a line at right angles with the last line bearing west five chains ninety-five links and on the west by the Merri Creek aforesaid, bearing south home to the commencing point; save and except out of the said lands all that piece or parcel of land being part of section ninety-five, in the parish of Jika Jika, county of Bourke, containing by admeasurement one acre one rood, be the same more or less, bounded on the north by a line dividing said section ninety-five from section one hundred, commencing at a point in said dividing line distant about fifty links, west of a lock-spitted line marked out on the ground, bearing thence in an easterly direction for a distance of one chain, thence in a line forming with the last line a right angle and bearing in a southerly direction for a distance of about nine chains eighty links, and bounded on the east by a private road; thence in a line forming with the last line a right angle, and bearing in a westerly direction for a distance of about two chains; and bounded on the south by a line dividing section ninety-five from section ninety-four; thence in a line forming an acute angle with the last line, and bearing in a north-easterly direction for a distance of about nine chains ninety links home to the point of commencement, and bounded on the west by other part of said section ninety-five owned by me, which said last described excepted piece or parcel of land has been sold and conveyed by me to the Commissioners of Sewers and Water Supply, on which said lands first hereinbefore described are erected stone built tenements stables and coach house, fences and other improvements: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“AND. CLARKE.”

“I, CHARLES READ, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the annual value of two hundred pounds, sterling money, affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parishes of Moorpanyal and Gheringhap, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follows: Two two-storey six-room brick houses, on two allotments of land, fronting Coronation street, New Town,

Geelong; also, two building allotments of land, adjoining the above described property and fronting the same street, viz.:—Coronation street, New Town, Geelong, parish of Moorpanyal, county of Grant; also, one villa residence, containing five rooms, and outbuildings, with garden and land attached, situated on Ellerslie terrace, Herne Hill, New Town, Geelong, parish of Moorpanyal, county Grant; also, sixty acres of farm land, situated near the Separation Inn, Ballarat Road, parish of Gheringhap, county Grant; also one building allotment, containing half an acre (more or less) fronting the main road to Melbourne, at the Duck Ponds, county Grant: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“CHAS. READ.”

Geelong, 18th November, 1856.

“I, THOMAS HOWARD FELLOWS, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of South Melbourne, in the county of Bourke, the descriptions of which lands and tenements are as follow: A dwelling house, garden and out-buildings, on the western side of the Punt-road, at Mona Hill, in the said parish: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“THO. HOWARD FELLOWS.”

“I, CHARLES SLADEN, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Corio, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follow: Offices and Buildings in Yarra street, in the town of Geelong, now in the occupation of Messrs. Martyr, Taylor, and Buckland, solicitors: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“CHARLES SLADEN.”

“I, PATRICK PHELAN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Duto Galla, in the county or reputed county of West Bourke, the descriptions of which lands and tenements are as follow:—One hundred and ninety-three acres of land, with a house thereon, situated at Spring Park: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“PATRICK PHELAN.”

I, WILLIAM HAMMILL, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the Parish of prahran, in the county or reputed County of Bourke, the descriptions of which lands and tenements are as follow: Nine acres one rood and twenty-five perches, dwelling-house, gardener's cottage, stabling, coachhouse, &c., &c., being part of portion No. 30, in the parish of Prahran: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“W. HAMMILL.”

“I, JOHN HENRY BROOKE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of £2000 (two thousand pounds), sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situated in the parish of Prahran, in the county or reputed county of Bourke, in the parish of Duneed, in the county or reputed county of Grant, in the parish of Moorabbin, in the county or reputed county of Bourke, in the parish of Moorabbin, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow:—All that piece or parcel of land situate in the parish of Prahran in the county of Bourke in the Colony of Victoria,

being part of portions Nos. 13 and 14 in the said parish, commencing on the south side of Washington street, at a point distant 792 feet west from a point on the eastern boundary line of the said portion No. 14, which last mentioned point is distant 990 feet north from the south-east corner of the said portion No. 14, and bounded on the north by Washington street aforesaid, in a line bearing westerly 201 feet; on the west by Wallace-street bearing southerly 148 feet 6 inches; on the south by other part of portions 13 and 14, bearing easterly 201 feet; and on the east by other part of said portion No. 14, bearing northerly home to the commencing point 148 feet 6 inches, together with two messuages or dwelling-houses now standing thereon.

All that piece or parcel of land in the said Colony of Victoria; containing by admeasurement 56 acres 8 perches, situate in the parish of Duncald, in the county of Grant; allotment A of section 39, bounded on the north-west by a road one chain wide, bearing north 45 degrees 9 minutes east, 26 chains 78 links; on the east by allotment B, bearing south 39 chains; on the south by allotment H, bearing west 19 chains, and on the west by a road one chain wide, bearing north 20 chains.

All that piece or parcel of land situate in the parish of Moorabbin, in the county of Bourke, commencing at a point of intersection of the north side of Tent-street, bounded on the east by George-street, bearing north 244 feet 2 inches; on the north by lot No. 79 bearing, west 198 feet; on the west by lot 81, bearing south 244 feet 2 inches, and on the south by Tent-street aforesaid, bearing east 198 feet to the commencing point.

All that piece or parcel of land situate and being in Brighton, in the parish of Moorabbin, being part of block No. 11 on the original plan of subdivision of the Brighton estate, commencing at a point six chains and a-half west from the south-east corner of block No. 10, and bounded on the south by Bay-street, formerly known as the Little Brighton-road, being a line bearing west one chain and a-half on the west by block No. 12 on the said plan of subdivision, being a line bearing north eight chains; on the north, by a right-of-way of 20 feet wide, being a line bearing east one chain and a-half, and on the east by other part of block No. 11, being a line bearing south eight chains to the point of commencement, together with the messuage or dwelling house now standing thereon: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said land and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“J. H. BROOKE.”

“I, JOHN BASSON HUMFFRAY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Ballaarat, in the county or reputed county of Grenville, the descriptions of which lands and tenements are as follow: Allotments 9 and 10, section 7, situate in Doveton-street, Ballaarat, aforesaid; allotment 14, situate in Bath-street, Ballaarat, aforesaid; and portion of allotment 4, Exeter-street, Ballaarat, aforesaid, together with the dwelling houses and other buildings erected thereon, and now in the occupation of William Rainy, Esq., and others: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“J. B. HUMFFRAY.”

“I, JOHN KING, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Nillimbik, in the county or reputed county of Evelyn, also District of Gipps Land, the descriptions of which lands and tenements are as follow:

Allot. 3, sec. 1,	109	acres	2	11
4, sec. 1,	44		1	39
5, sec. 1,	57		0	32
	400			

	Acres.	Rood.	Rods.
Total	611	1	2

And I further declare that I have not collusively or colourably 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 Assembly of the Colony of Victoria.

“JOHN KING.”

“I, COLIN CAMPBELL, do declare and testify that I am duly seised at law or in equity of an estate or freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges

and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Suburban allotment in Gardiner, No. eight, consisting of six acres and a half of land with dwelling house and premises thereon: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“COLIN CAMPBELL.”

“Melbourne, 21st November, 1856.

“I, FRANCIS EDIS BEAVER, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county of or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Part of portion No. 36, with frontage to William-street, on which is erected a dwelling house in the occupation of Mr. Bell: Also part of section No. 103, parish of Boroondara, county of Bourke, containing 10 acres: Also part of portion No. 37, parish of Moorabbin, county of Bourke, containing $18\frac{1}{2}$ acres: Also portion 114, parish of Boroondara, county of Bourke, containing 16 acres; also, part of section No. 118, parish of Jika Jika, county of Bourke, containing 5 acres; and land having a frontage to Gipps-st., Belfast, on which is erected a stone store, in the occupation of Messrs. Wm. Beaver and Co.: And I further declare, that I have not collusively or colourably 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 of the Colony of Victoria.

“F. E. BEAVER.”

“I, ROBERT McDOUGALL, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit, in lands or tenements, in the Colony of Victoria, of the full value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Bulla Bulla, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: One section of land, containing six hundred and forty acres, situated on the Deep Creek, with the buildings and tenements erected thereon, and commonly called or known as “The Tobermory Estate:” And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ROBERT McDOUGALL.”

“I, JOHN THOMAS SMITH, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: House and land in Queen-street, my present residence, corner of Queen and Little Lonsdale-streets: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“J. T. SMITH.”

“I, ARCHIBALD MICHIE, do declare and testify that I am duly seised at law and in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: A dwelling-house, messuage, and premises in Church-street, Richmond, at present in the occupation of Dr. Wilson: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ARCHIBALD MICHIE.”

“I, ROBERT BENNETT, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: All that piece or parcel of land in the city of Melbourne, in the county of

Bourke, being portions of allotments number eighteen and nineteen of section number fifteen, having a frontage to King-street of seventy-five feet by a depth of one hundred and twelve feet to a right-of-way twenty feet wide, with all the buildings or tenements erected thereon and known as Bennett's Buildings: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"ROBERT BENNETT."

"I, JAMES MACPHERSON GRANT, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit, in lands or tenements, in the Colony of Victoria, of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, Collingwood, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: A dwelling-house and premises, with the appurtenances, situate in Budd-street, Collingwood, in the occupation of my tenant; and also in lands, tenements, and hereditaments, situate in the parish of Moorabbin, being part of block five of the Brighton Estate, and the houses and premises thereon erected, now in my own occupation and that of my tenant: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"J. M. GRANT."

"I, DAVID BLAIR, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: All that piece or parcel of land situate as aforesaid, being a part of suburban portion number 70, commencing at a point on the western boundary line of the said portion, taken 152 feet south from the north-west corner or angle of the said portion, and bounded on the west by a line bearing south 154 feet, then on the south by a road or way reserved out of the said portion by a line bearing east 141 feet, then on the east by other part of same portion by a line bearing west 141 feet to the commencing point aforesaid, and containing by estimation one half an acre, together with the buildings thereon erected, now in the occupation of Mr. Curtis and others: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"DAVID BLAIR."

"I, WILLIAM CLARK HAINES, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Barrabool, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follow: Sec. 18, parish of Barrabool, containing 640 acres, more or less; sec. 19, same parish, 489 acres, more or less: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"WILLIAM C. HAINES."

"I, EBENEZER SYME, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish

in the county or reputed county of

the descriptions of which lands and tenements are as follow:—Allotments of land containing nine perches, situated in the county of Bourke, parish of South Melbourne, at Sandridge, being allotment No. 1, sec. 16; also allotments of land containing ten perches and one third of a perch, situate at Sandridge, being allotments No. 2, of sec. 16; also a tenement at Geelong in the parish of Corio, and county of Grant, being portion of allotment 10 of block No. 42; also an allotment of land in the county of Bourke, parish of South Melbourne, at Emerald Hill, being part of sec. 33, and being lot No. 88, on the plan of subdivision: also that piece of land situated at Emerald Hill, being part of sec. No. 30, and being lots 15, 16, 17, and 18 on the plan of subdivision; also, that piece of land being portion of allotment No. 17, of sec. No. 33, of the city of Melbourne,

parish of North Melbourne and county of Bourke: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"EBENEZER SYME."

"I, JOHN MYLES, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Geelong, or Corio, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follow: The north-west corner of Mocrabool and Ryrie-streets, on which are erected tenements occupied by Messrs. McKenzie and McCallum, Mr. H. Mitchell, Mr. J. B. McCann, Mr. George Myles, and another tenement unoccupied: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JOHN MYLES."

"I, DANIEL ABRAHAM HUGHES, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of South Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Part of allotment No. 9, in Robe-street, St. Kilda; and also part of allotment No. 42, in the said parish of South Melbourne; part of section No. 41, in the parish of Moorabbin, and county of Bourke; and portion No. 43, in the parish of Narrawong, in the county of Normanby: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"D. A. HUGHES."

"Melbourne, 21st November, 1856."

Mr. Haines then congratulated Mr. Speaker on his election to the chair.

7. PRESENTATION OF SPEAKER TO THE GOVERNOR.—Mr. Haines having stated that he had already ascertained that it would be His Excellency's pleasure to receive the Assembly, moved that the Assembly do proceed on Monday next, at half-past twelve o'clock, then to introduce and present their Speaker to His Excellency the Officer administering the Government—

Debate ensued.

Question—put and passed.

8. SERJEANT-AT-ARMS.—The oath of allegiance and of office were administered to Mr. William George Palmer, as Serjeant-at-Arms of the Assembly.

On the motion of Mr. Haines, the Assembly adjourned at eight minutes past two o'clock, until twelve o'clock on Monday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

MONDAY, 24TH NOVEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PRESENTATION OF THE SPEAKER.—On the motion of the Attorney General, the Assembly proceeded to the Government Offices in order that their Speaker might present himself to His Excellency the Officer administering the Government.

The Assembly being returned, the Speaker reported that the Assembly had proceeded to the Government Offices, and that he had presented himself to His Excellency the Officer administering the Government as the choice of the Assembly, and that His Excellency had been pleased to address him in the following terms:—

MR. SPEAKER,

I congratulate the Legislative Assembly on the choice which, in your instance, they have made of a Speaker, both on account of your general experience of public affairs, and the ability with which I am persuaded you will fill the important office to which you have been elected.

On the motion of Mr. Goodman, the Assembly adjourned at two minutes to two o'clock until half-past one o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 3.

TUESDAY, 25TH NOVEMBER, 1856.

- 1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
- 2. DECLARATIONS OF QUALIFICATION.—The following Declarations of Qualification were delivered to the Clerk at the Table :—

“ I, DANIEL CAMERON, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow : Three allotments or parcels of land, being parts of portion No. 44, in the said parish of Prahran, containing eighty feet frontage to the Main Dandenong-road, by a depth of 340 feet to a street forty feet wide, on which is erected a brick two-story dwelling-house and premises, and an allotment of land situated in Peel-street, Windsor, in the said parish of Prahran, having a frontage of forty-one feet or thereby, by a depth of eighty feet, on which is erected a dwelling-house, stable and store : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ DANL. CAMERON.”

“ I, GEORGE WALKER JOHNSON, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the full value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of Burke, in the county or reputed county of Talbot, the descriptions of which lands and tenements are as follow : Two thousand seven hundred acres of land on and near the River Coliban, parish of Burke, about four miles south-west of Kyneton, county of Talbot, in my own occupation : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ G. W. JOHNSON.”

- 3. DECLARATIONS OF QUALIFICATION.—The Speaker having reported to the Assembly that the following gentlemen, namely, Mr. Wills, Mr. Foster, Mr. O'Shanassy, Mr. Rutherford, Mr. Griffith, Mr. King, and Mr. Beaver, had, in making declaration of their qualifications, made use of forms that had been prepared for members of the Legislative Council, leave was given to those members to hand in their declarations written upon the proper forms. The following declarations were then handed in :—

“ I, JOHN FITZGERALD LESLIE FOSTER, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the clear value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of Doutta Galla, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow : Section 20, parish Doutta Galla, containing seven hundred and twelve acres : And I further declare, that I have not collusively or colourably obtained

a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JOHN F. LESLIE FOSTER.”

“I, JOHN O'SHANASSY, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the city of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Being allotment 20, block 38, in Elizabeth-street, in the city of Melbourne, in the occupation of Bailey and Walker and others: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JOHN O'SHANASSY.”

“I, ANDW. RUTHERFORD, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of three thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Nangace, in the county or reputed county of Polworth, the descriptions of which lands and tenements are as follow: Twelve hundred and fifteen acres of land, &c., &c.: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ANDW. RUTHERFORD.”

“I, CHARLES JAMES GRIFFITH, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: A house commonly known as No. 117, Collins-street east: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“CHARLES JAMES GRIFFITH.”

“I, JOHN KING, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the clear value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Nillimbik, in the county or reputed counties of Evelyn and Gipps Land, the descriptions of which lands and tenements are as follow:

	Acres.
Allot. 3, sec. 1, 109	2 11
4, sec. 1, 44	1 39
5, sec. 1, 57	0 32
	400 0 0
Total	611 1 2

And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JOHN KING.”

“I, FRANCIS EDIS BEAVER, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Part of portion No. 36, with frontage to William-street, on which is erected a dwelling-house, in the occupation of Mr. G. Bell;

Also, part of section No. 103, parish of Boroondara, county of Bourke, 10 acres;
 Also, do. No. 37, do. Moorabbin, county of Bourke, 18 acres;
 Also, do. No. 114, do. Boroondara, county of Bourke, 16 acres;
 Also, do. No. 118, do. Jika Jika, county of Bourke, 5 acres;
 Also, do. Land in Gipps-street, Belfast, on which is erected a stone store now in the occupation of Messrs. Wm. Beaver, and Co.:

And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ F. E. BEAVER.”

4. COMMISSION TO ADMINISTER OATHS TO MEMBERS.—The Speaker announced that he had received from His Excellency the Officer administering the Government, the following Commission, which was read by the Clerk as follows :—

“ VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, and so forth.

To FRANCIS MURPHY, Esquire, Spcaker of the Legislative Assembly of Victoria, GREETING,—

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

WITNESS Our trusty and well-beloved MAJOR-GENERAL MACARTHUR, Our Senior Military Officer in command of Our Land Forces in Our Colony of Victoria, and Officer administering the Government of Our said Colony, at Melbourne, in Victoria, this twenty-fifth day of November, One thousand eight hundred and fifty-six, and in the twentieth year of Our Reign.

(Signed) EDWARD MACARTHUR, Major-General.

By His Excellency’s Command, WILLIAM C. HAINES.

Entered on Record in Register of Patents, Book 9, page 262, this twenty-fifth day of November, One thousand eight hundred and fifty-six.

(Signed) WILLIAM C. HAINES, Chief Secretary and Registrar.

5. MEMBERS SWORN.—George Samuel Evans, Esq., and James Davis, Esq., having severally taken the oaths and handed to the Clerk at the Table the following declarations, took their seats as Members of the Assembly :—

“ I, GEORGE SAMUEL EVANS, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of Wabdallah, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follow : All that piece or parcel of land, situated in the township of Lethbridge, parish of Wabdallah, and county of Grant, being allotments Nos. 1, 2, and 3, of section 7, on which is situated the inn known by the name of “ The Muuster Arms,” and containing by admeasurement one acre two roods, more or less ; together with all that piece or parcel of land, situated in the township of Lethbridge, and parish of Wabdallah, and county of Grant, being allotments Nos. 1, 2, 3, and 4, of section 6, containing by admeasurement two acres, more or less : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ GEORGE SAMUEL EVANS.”

“ I, JAMES DAVIS, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the clear value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the district of Alberton, in the county or reputed county of Gipps Land, the descriptions of which lands and tenements are as follow : Six hundred and forty acres of land, with dwelling-house and other premises erected thereon, in the district of Alberton, Gipps Land, named Woodside, in my own

occupation : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“JAMES DAVIS.”

6. GOVERNOR'S SPEECH.—A Message from His Excellency the Officer administering the Government, by the Usher :—

MR. SPEAKER,

The Governor requests the immediate attendance of the Assembly in the Chamber of the Legislative Council.

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

7. DECLARATION OF QUALIFICATION.—Mr. Aspinall handed to the Clerk at the Table the following declaration of his qualification :—

“I, B. COLE ASPINALL, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of Mansfield, in the county or reputed county of unnamed, the descriptions of which lands and tenements are as follow : Allotments 14, 33, and 35, parish of Mansfield ; also allotments 1, 3, and 5 of section 7, and also allotment 9 of section 1 of the town of Mansfield ; two allotments, section 8, town of Newstead, parish of Strangways ; land in Hunter-street, Castlemaine, and cottage thereon ; and also allotment 3 of section 37, town of Broadford, parish of Broadford, and county of Dalhousie : And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“B. COLE ASPINALL.”

8. GUNPOWDER BILL.—Mr. Childers having moved for and obtained leave to bring in a Bill to regulate the importation of Gunpowder, brought up a Bill, intituled, “*A Bill to regulate the importation, keeping and carriage of Gunpowder,*” and moved that it be now read a first time.

Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd December instant.

9. GOVERNOR'S SPEECH.—The Speaker reported that the House had this day attended His Excellency the Officer administering the Government in the Legislative Council, where His Excellency was pleased to make a Speech to both Houses of Parliament, of which, to prevent mistakes, he had obtained a copy, which he read to the House, and is as followeth :—

MR. PRESIDENT AND GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

In discharging the honorable duty of opening the first Parliament of Victoria, I embrace with great satisfaction the opportunity which is afforded to me of congratulating you upon the attainment of the object for which the country has, during many years, struggled—the establishment, in the fullest degree, of the principle of self-government. I am confident that the people of Victoria not only value this privilege, but that they are prepared to meet the increase of responsibility which it imposes upon all, and that the removal of that apathy with which political affairs have hitherto been too generally treated will conduce to the happiness and prosperity of the whole community.

It will be your constant duty to watch the operation and to amend the defects of the fundamental law from which you derive your existence and your powers. It is undeniable that every Constitution has defects of more or less importance, and that reforms must be effected to cure them. The circumstances under which our charter was prepared and granted, render it likely that many changes will be necessary ; but I shall not invite you during the present session to make alterations in the main features of the Constitution, other than those for which actual experience has already demonstrated the necessity. I do not conceive the position to be just, that no reform in one part of it ought to be attempted without at the same time dealing with its other component parts. While, therefore, I shall not recommend to you to recast the electoral division of the country, until the results of the census, which it will be proposed to take during this summer, are ascertained ; or to deal with those abstract constitutional questions, the solution of which will be found rather in the results of legislation, and the confidence which the people place in their Representatives, than in any theory of representation ; your attention will be drawn to the patent imperfection and inequality of the electoral franchise, and you will be asked to extend the basis of the suffrage, and to amend the law regulating the registration of Electors.

It will be one of your principal duties to promote the reform and maintain the efficiency of the public administration in its several branches.

The attention of my Government has been especially directed to the measures for re-organizing the civil service, which are being partially adopted in the United Kingdom,

and I have had under my consideration the results of a careful enquiry, undertaken by a commission which I appointed to report upon these reforms. I shall submit to you a measure to give effect to the greater part of the suggestions emanating from them. It will provide that admission to the junior grade of the ordinary civil service be determined by a competitive examination, open to all persons, and conducted by a permanent Board; that the Service be divided into classes; and that promotion to a superior class shall depend solely upon ascertained fitness, and go in the entire service and not in a particular department.

Measures will be submitted to you for regulating the receipt and disbursement of the Revenue, and audit of the Public Accounts. It is my opinion that the functions of the Audit Department should be enlarged, and that it should possess powers similar to those of the Comptroller of the Exchequer and the Commissioners of Audit, the Auditor General being independent of the Executive Government, but liable to be removed from office by the Legislature. Your sanction will be also invited to the extension of facilities for the collection and disbursement of public moneys, and to the consolidation of departments. Bills for these purposes will be submitted to you.

The repeal of the laws regulating the sale and occupation of Crown Lands renders it necessary that I should call your early attention to this important subject. Bills will be laid before you, the main features of which will be the continuance of the system of sales by auction, and of the present upset price; provision for the more speedy issue of deeds of grant by dispensing with double registration; the concession of facilities to owners of land for contracting with persons desirous to mine for gold, saving inviolate the rights of the freeholder to the undisturbed possession of his land; the rescinding the existing Orders in Council, regulating occupation for pastoral and other purposes; the power of granting an interest to the present occupant, renewable until the land is required for sale or any public purpose, but subject to an acreable rent, to be periodically determined by an independent tribunal, according to the grazing capabilities of the land, and the advantages of its situation; and the adjustment of claims on account of actual losses sustained by occupants.

But the best regulations for the sale and occupancy of the Public Lands will do little for the settlement of the interior without the promotion of Public Works—especially Railways and other means of communication—and the extension of Municipal Institutions. My Government has been actively engaged in carrying out the views of the previous Legislature with reference to the completion of the line of Railway between Melbourne and Williamstown. The necessary surveys of the main lines proceeding from the sea-board to the great centres of population in the interior have been completed, and the most eligible routes ascertained. Preparations have also been made for vigorously prosecuting without loss of time these important works, so soon as you shall have conceded the necessary powers. For this purpose measures for securing the construction of Railways in the most economical manner consistent with durability and perfect safety will be submitted to you. Preliminary steps have been also taken for extending the lines of Electric Telegraph to the northern and western frontiers, so as to connect all the principal towns and gold fields with Melbourne, should you sanction this important work.

I shall propose to you to vest the powers of the Central Road Board in the Commissioner of Public Works, and to make further provision for the local management of District Roads. In aid of their construction and for the improvement of the main lines of road a large expenditure will be required, but I am confident that the public capital cannot be better applied than in the permanent reduction of the cost of transport.

The operation of the Municipalities Act, and the amendments in it which experience has shewn to be desirable, will be brought under your notice. I cannot too strongly urge upon you the advantages, direct and indirect, to be derived from local institutions, whether in thinly or thickly peopled districts. They foster public spirit, and form schools in which aspirants for seats and honors in the Legislature are trained in the public business.

Your attention will be called to the subject of the Agriculture of this country, in order that such measures may be taken as will ascertain its capabilities, and will encourage the cultivation of those vegetable productions which are valuable either as articles of food or as materials employed in the arts and manufactures, and for growing which our soil and climate may afford peculiar facilities.

You will be invited to adopt measures of importance to the commerce and trade of the country. Bills relating to the management of the Customs and to Merchant Shipping will be proposed to you, the latter making provision for the examination of masters and mates in the Colonial Marine, and for the better protection and management of seamen.

I shall also direct your attention to the excessive restraints which are now put upon certain trades, especially on the sale of fermented and spirituous liquors, and upon distillation. The evils resulting from the prohibition of the latter and from the system under which the former is licensed are so flagrant and productive of so much public immorality, that in my opinion an entire change of the law is called for. You will be invited also to adjust the rates of fees paid upon other licenses.

I shall submit to you a measure to amend the laws relating to banking and the issue of notes payable on demand.

I have been, since the last session of the Legislature, in communication with the Governors of the neighbouring Colonies, with the object of making mutual arrangements of advantage to the commerce of Australia.

You will perceive from the papers which will be transmitted to you that the Governors of South Australia and Tasmania have agreed with me to propose to the respective Legislatures a scheme for connecting Melbourne with Adelaide and Hobart Town by means of the Electric Telegraph. I anticipate that by the concurrence of the Governor of New South Wales the union of the four principal towns of the Eastern Colonies will be completed.

Commissioners from the four Colonies have met in Melbourne, and have agreed upon a plan for the better lighting of the Australian coasts, and the maintenance of the lighthouses. This agreement will be submitted for your approval.

Lastly, I have addressed to each of the other Colonies a proposal for an assimilation of the Tariffs, and, in conjunction with New South Wales, I have called upon the Governor of South Australia to alter the arrangement under which dutiable goods are conveyed up the River Murray for consumption beyond the limits of that Province. Full particulars of these negotiations will be communicated to you.

It is my intention to submit for your consideration a measure for promoting Education by the establishment of an uniform and comprehensive system of Public Instruction, based upon, and in consonance with, the religious sentiments of the people.

The objects embraced by this measure will be, to make provision for Education in every part of the Country; to give to Local Boards, elected by the inhabitants of School Districts, power to levy School Rates, and determine the religious instruction in district schools, regard being had to parental authority and the opinions of the minority, who, under certain conditions, will be permitted to erect separate schools; to provide for a thorough inspection of all schools assisted from public funds; and for the transfer of the powers of the existing Boards of Education to a public department, responsible for the expenditure of the annual vote, and for the general regulation of secular teaching.

The difficulties which have rendered abortive previous attempts to establish a general system do not appear to me to afford sufficient justification for neglecting to make another effort to effect so desirable an object.

I shall also submit for your consideration an amendment of that section of the Constitution Act which devotes a portion of the public revenue to the promotion of religion; having for its object the admitting to a participation in this grant all subjects of Her Majesty whose religious tenets are not subversive of morality and good government.

You will be requested to consider the best means of providing for the education of deserted children and of juvenile criminals. The yearly increase of the tax upon private benevolence, and the amount of the charge made upon the public funds for charitable institutions, demand the most careful attention of the Legislature.

I shall cause various measures for improving legal procedure to be laid before you.

They will provide for the establishment, as far as Victoria is concerned, of a Court of Appeal for all the Australasian Colonies; for the transfer of the Criminal Jurisdiction of the Supreme Court to a Central Criminal Court; for the consolidation of the offices of Registrar General and Registrar of the Supreme Court; for an appeal from an erroneous sentence to a Superior Court without the fiat of the Attorney General, and for the transfer to a Grand Jury of the powers now vested in that officer of proceeding by information for political offences; for a more effectual method of recovering small debts and demands, and for amending the procedure in the County Courts; for altering the laws relating to Juries, and increasing the number of Special Jurors; for facilitating the transfer of real property, and the registration of transfers; for improving the laws relating to bills of lading; and for providing for the protection of persons having dealings with agents entrusted with the possession of goods.

I shall propose to you the enactment of a measure amending the Bankruptcy Laws, and providing for a more simple and effectual method of distributing Insolvent Estates.

Bills will also be laid before you for facilitating the acquirement of Patents, and diminishing the expense attendant thereon; and for affording a remedy to persons having claims against the Crown.

A Bill for the better management of the Gold Fields, with reference especially to facilities for the settlement of disputes arising from encroachments, and those connected with Mining Partnerships, will be presented to you.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Estimates of Revenue and Expenditure will be laid before you without delay. I have endeavoured to effect in the expenditure of the Public Departments every economy consistent with the maintenance of their efficiency; and while I have succeeded in making reductions in these establishments, I have aimed at increasing the facilities to the public for the conduct of business.

I shall recommend to you to appropriate considerable sums for the purposes of Immigration. Great success has attended the alteration recently made in the regulations for the selection of Immigrants by their friends in this country; and I hope by the extension of this system, and by arrangements under which commercial enterprise will be more directly enlisted in this service, that we shall obtain a steady stream of assisted Immigration, at a cost to the Public Treasury decreasing from year to year.

I shall propose to you the discontinuance of the services of the Colonial Land and Emigration Commissioners, and the establishment of a distinct Agency for Victoria in the United Kingdom.

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

I am happy to be able to congratulate you on our financial and commercial prosperity. Our credit is firmly established both at home and abroad ; and the discoveries which are being almost daily made of new fields for labor induce the belief that no diminution in the yield of our mineral treasure need be apprehended.

The improvements which are being effected in the methods of working under the salutary regulations which the experience of the miners has enabled them to frame, have tended greatly to increase the proportion which the yield of gold has borne to the cost of its production.

I trust that avoiding every course likely to foster a spirit of undue speculation, you will, by wise legislation, enable Victoria so to avail herself of the advantages which Providence has bestowed upon her, as to become not only the most wealthy but the most honored of the Colonies of the Empire.

For myself, as one of the early colonists who landed with my late parents in Australia, and as bound to them by a grateful and filial remembrance, I cannot but express the sense which I entertain of the honor conferred upon me of representing Her Most Gracious Majesty in the Parliament of that country with which I have been so long connected by the ties of property and kindred.

10. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Capt. Anderson moved that a Select Committee be appointed to prepare an Address in answer to the Speech of His Excellency the Governor, and that such Committee consist of Mr. Haines, Mr. Foster, Mr. O'Shanassy, Mr. Michie, Mr. Fellows, Mr. Pyke, Mr. D. S. Campbell, and Capt. Anderson.

Question—put and passed.

On the motion of Capt. Anderson, the Assembly adjourned until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 26TH NOVEMBER.

1. MR. SARGOOD : To move, That A. F. A. Greeves, Esq., be the Chairman of Committees of this House.
2. MR. KING : To move, That Peter Snodgrass, Esq., be appointed Chairman of Committees of this Assembly.
3. MR. HUMFRAY : To move, That Vincent Pyke, Esq., be the Chairman of Committees for the Legislative Assembly.
4. MR. HAINES : To move, That Tuesday, Wednesday, Thursday, and Friday, in each week, be the days on which the Assembly shall meet for the despatch of business during the present Session, and that three o'clock be the hour of meeting on each day.
5. MR. HAINES : To move, That the following Members do form the Committee of Standing Orders during the present Session, with power to confer with the Standing Orders Committee of the Legislative Council for the preparation of such Standing Orders as relate to both Houses :—The Speaker, the Chairman of Committees, Mr. O'Shanassy, Mr. Griffith, Mr. Duffy, Mr. Palmer, Mr. Horne, Mr. Stawell, Mr. McCulloch, and Mr. Childers.
6. MR. HAINES : To move, That on Wednesday and Thursday in each week, during the present Session, the transaction of Government business shall take precedence of all business.

FRIDAY, 28TH NOVEMBER.

1. MR. COLIN CAMPBELL : To move, That it is desirable that this Assembly should commence its daily Legislative proceedings by asking the blessing of God on its deliberations.
 - (2.) That a Committee be appointed, consisting of Messrs. Moore, D. S. Campbell, Embling, Henty, Beaver, Duffy, McCulloch, Palmer, the Honorable the Attorney General, the Honorable the Speaker, and the Mover, to consider the best mode of carrying the above resolution into effect and to report to the House.

2. MR. SARGOOD: To move, That a Committee of seven be appointed to enquire and report whether the establishment of Cross Benches in this House be in accordance with the usages of Parliament, such Committee to consist of the Speaker, Messrs. Childers, Foster, Duffy, O'Shanassy, and the Mover.

TUESDAY, 2ND DECEMBER.

ORDER OF THE DAY :—

GUNPOWDER BILL—Second reading.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 4.

WEDNESDAY, 26TH NOVEMBER, 1856.

- 1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
- 2. CHAIRMAN OF COMMITTEES.—Mr. Sargood moved, pursuant to notice, That A. F. A. Greeves, Esq., be the Chairman of Committees of this House.
 Debate ensued.
 Mr. King moved, That Peter Snodgrass, Esq., be appointed Chairman of Committees of this Assembly.
 Mr. Humfray moved, That Vincent Pyke, Esq., be the Chairman of Committees for the Legislative Assembly.
 Question—That A. F. A. Greeves, Esq., be the Chairman of Committees of this House—put.
 Assembly divided.

Ayes, 26.

- Capt. Pasley,
- Mr. Childers,
- Mr. Stawell,
- Capt. Clarke,
- Mr. Embling,
- Mr. Rutledge,
- Mr. Griffith,
- Mr. C. Campbell,
- Mr. McCulloch,
- Mr. Were,
- Mr. Moore,
- Mr. Goodman,
- Mr. Hammill,
- Mr. Greeves,
- Mr. O'Brien,
- Mr. E. Henty,
- Mr. Phelan,
- Mr. J. G. Ware,
- Mr. Lalor,
- Mr. Beaver,
- Mr. Johnson,
- Mr. Bennett,
- Mr. Harker,
- Mr. McDougall,
- Mr. Rutherford,
- Mr. Sargood (*Teller*).

Noes, 29.

- Mr. Fellows,
- Mr. Haines,
- Dr. Evans,
- Mr. Palmer,
- Mr. Snodgrass,
- Mr. Aspinall,
- Mr. Sladen,
- Mr. Michie,
- Mr. Smith,
- Mr. Cameron,
- Mr. O'Shanassy,
- Mr. Pyke,
- Mr. Humfray,
- Mr. Read,
- Mr. Brooke,
- Mr. Myles,
- Mr. Foster,
- Mr. Duffy,
- Mr. Hughes,
- Mr. Blair,
- Mr. Grant,
- Mr. Adamson,
- Mr. Wills,
- Mr. King,
- Mr. Davis,
- Mr. Syme,
- Mr. D. S. Campbell,
- Mr. Baragwanath,
- Mr. Horne (*Teller*).

Question—That Peter Snodgrass, Esq., be appointed Chairman of Committees of this Assembly—put.
 Assembly divided.

Ayes, 13.

- Mr. Adamson,
- Mr. O'Shanassy,
- Mr. Snodgrass,
- Mr. Smith,
- Mr. Hughes,
- Mr. Davis,
- Mr. King,
- Mr. Duffy,

Noes, 42.

- Mr. Fellows,
- Mr. Haines,
- Mr. Lalor,
- Capt. Pasley,
- Mr. Aspinall,
- Mr. Sladen,
- Capt. Clarke,
- Mr. Michie,

Ayes—continued.

Mr. D. S. Campbell,
Mr. Foster,
Mr. Were,
Mr. Wills,
Mr. Horne (*Teller*).

Noes—continued.

Mr. Cameron,
Mr. Stawell,
Mr. Pyke,
Mr. Humffray,
Mr. Childers,
Mr. O'Brien,
Dr. Evans,
Mr. Palmer,
Mr. Phelan,
Mr. Harker,
Mr. Myles,
Mr. Brooke,
Mr. Read,
Mr. Rutledge,
Mr. Syme,
Mr. Grant,
Mr. Blair,
Mr. Ware,
Mr. Greeves,
Mr. McCulloch,
Mr. McDougall,
Mr. Moore,
Mr. Hammill,
Mr. Henty,
Mr. Johnson,
Mr. Baragwanath,
Mr. Bennett,
Mr. Beaver,
Mr. C. Campbell,
Mr. Sargood,
Mr. Griffith,
Mr. Rutherford,
Mr. Embling,
Mr. Goodman (*Teller*).

Question—That Vincent Pyke, Esq., be the Chairman of Committees for the Legislative Assembly.

Assembly divided.

Ayes, 25.

Mr. Baragwanath,
Mr. Cameron,
Mr. Pyke,
Mr. Read,
Mr. Humffray,
Mr. Duffy,
Mr. Blair,
Mr. Lalor,
Mr. Syme,
Mr. O'Shanassy,
Mr. Aspinall,
Mr. Myles,
Mr. D. S. Campbell,
Mr. Brooke,
Mr. Palmer,
Mr. Grant,
Mr. Fellows,
Mr. Michie,
Mr. Haines,
Mr. Stawell,
Mr. Sladen,
Mr. Childers,
Capt. Pasley,
Mr. Snodgrass,
Capt. Clarke (*Teller*).

Noes, 30.

Mr. Horne,
Mr. Smith,
Mr. Were,
Mr. Sargood,
Mr. Greeves,
Mr. McCulloch,
Mr. Embling,
Mr. McDougall,
Mr. Henty,
Mr. Hammill,
Mr. Beaver,
Mr. Johnson,
Mr. Rutherford,
Mr. Adamson,
Mr. C. Campbell,
Mr. Griffith,
Mr. Foster,
Mr. Rutledge,
Mr. Wills,
Mr. Ware,
Mr. Moore,
Mr. Harker,
Mr. Phelan,
Mr. Hughes,
Mr. Evans,
Mr. O'Brien,
Mr. King,
Mr. Davis,
Mr. Bennett,
Mr. Goodman (*Teller*).

3. DAYS OF MEETING OF ASSEMBLY.—Mr. Haines moved, pursuant to *amended* notice, That the Assembly meet for the despatch of business in each week during the present Session on Tuesday, Wednesday, and Thursday, at four o'clock, and on "Friday" at twelve o'clock, on which last named day the House do not sit later than five o'clock.

Mr. Horne moved as an amendment, That all the words after the word "Friday" be omitted, with a view to insert the words, "at four o'clock," in lieu thereof.

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

Ayes, 27.

Mr. Blair,
Mr. D. S. Campbell,
Mr. O'Shanassy,
Mr. Hughes,
Mr. Phelan,
Mr. McDougall,
Capt. Anderson,
Mr. Rutherford,
Mr. Embling,
Mr. Harker,
Mr. Baragwanath,
Mr. Palmer
Mr. Read,
Mr. Pyke,
Mr. Henty,
Mr. Brooke,
Mr. Syme,
Mr. C. Campbell,
Mr. Griffith,
Mr. Adamson,
Mr. Sladen,
Mr. Haines,
Mr. Stawell,
Mr. Fellows,
Capt. Clarke,
Mr. Johnson,
Mr. Childers (*Teller*).

Noes, 28.

Mr. Horne,
Mr. Snodgrass,
Mr. Michie,
Mr. Smith,
Mr. Cameron,
Mr. Humffray,
Mr. Sargood,
Mr. Hammill,
Mr. McCulloch,
Mr. Greeves,
Mr. Moore,
Mr. Wills,
Mr. Rutledge,
Mr. Beaver,
Mr. Bennett,
Mr. King,
Mr. Davis,
Mr. Ware,
Mr. Foster,
Mr. Myles,
Mr. Grant,
Mr. Aspinall,
Mr. Evans,
Mr. O'Brien
Mr. Duffy,
Mr. Lalor,
Mr. Were,
Mr. Goodman (*Teller*).

Mr. Duffy having stated that although seated with the Noes he had given his voice with the Ayes, and had unintentionally remained with the Noes, he therefore claimed to have his vote recorded with the Ayes. The Speaker decided that his vote should be taken with the Ayes, and declared the numbers to be for the Ayes 28, for the Noes 27.

Question—That the Assembly meet for the despatch of business in each week during the present session on Tuesday, Wednesday, and Thursday at four o'clock, and on Friday at twelve o'clock, on which last named day the House do not sit later than five o'clock—put.
Assembly divided.

Ayes, 30.

Mr. Harker,
Mr. Embling,
Mr. Baragwanath,
Mr. Johnson,
Mr. Lalor,
Mr. Palmer,
Mr. Read,
Mr. Pyke,
Mr. Henty,
Capt. Anderson,
Mr. Rutherford,
Mr. Myles,
Mr. Fellows,
Mr. Haines,
Mr. Sladen,
Mr. Stawell,
Mr. Childers,
Mr. Brooke,
Mr. Syme,
Mr. C. Campbell,
Mr. Griffith,
Mr. Adamson,
Mr. Blair,
Mr. D. S. Campbell,
Mr. O'Shanassy,
Mr. Duffy,
Mr. Hughes,
Mr. McDougall,
Mr. Phelan,
Capt. Clarke (*Teller*).

Noes, 25.

Mr. Horne,
Mr. Michie,
Mr. Smith,
Mr. Cameron,
Mr. Humffray,
Mr. Sargood,
Mr. O'Brien,
Dr. Evans,
Mr. Aspinall,
Mr. Grant,
Mr. Hammill,
Mr. McCulloch,
Mr. Ware,
Mr. Davis,
Mr. Greeves,
Mr. Moore,
Mr. Wills,
Mr. Rutledge,
Mr. Beaver,
Mr. Foster,
Mr. Bennctt,
Mr. Were,
Mr. Goodman,
Mr. King,
Mr. Snodgrass (*Teller*).

4. **STANDING ORDERS.**—Mr. Haines moved, pursuant to *amended* notice, That the following Members do form the Committee of Standing Orders during the present Session, with power to confer with the Standing Orders Committee of the Legislative Council for the preparation of such Standing Orders as relate to both Houses, and with power to consider and report upon measures for transacting the public business with more convenience: The Speaker, the Chairman of Committees, Mr. O'Shanassy, Mr. Griffith, Mr. Duffy, Mr. Palmer, Mr. Horne, Mr. Stawell, Mr. McCulloch, and Mr. Childers.
Question—put and passed.
5. **DAYS OF GOVERNMENT BUSINESS.**—Mr. Haines moved, pursuant to notice, That on Wednesday and Thursday in each week, during the present Session, the transaction of Government business shall take precedence of all business.
Question—put and passed.
6. **PETITIONS.**—Mr. Foster presented a Petition from the Rev. William Henderson, styling himself Moderator of the Synod of the Free Presbyterian Church of Victoria, praying the Assembly to take the statements set forth in the Petition into favorable consideration, and that it be adopted as a Standing Order of the House that each day's proceedings be opened by solemn prayer to Almighty God for His blessings upon all its deliberations, and the presence of His Spirit among the Assembly.
Petition received.
Mr. Grant presented a Petition from certain Chinese storekeepers, miners and others, resident on and in the neighbourhood of the Bendigo Gold Fields, praying that the law imposing a fee on the introduction of Chinese passengers into Victoria might be repealed, and that such further relief might be given to the petitioners as would place them on an equality with the other inhabitants of the Colony of Victoria.
Petition received.
7. **ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.**—Captain Anderson, as Chairman of the Committee appointed to prepare an Address in reply to the Speech of His Excellency the Officer administering the Government on opening the Session of Parliament, brought up the Report from the Committee, and moved that it be received.
Question—put and passed.
On the motion of Captain Anderson, the Report was read by the Clerk at the Table, and is as follows :—

To His Excellency Major-General Edward Macarthur, the Officer administering the Government of Victoria.

MAY IT PLEASE YOUR EXCELLENCY—

We, Her Majesty's dutiful subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign, and to offer our thanks to Your Excellency, as Her Majesty's Representative, for the Speech with which you have opened the first Parliament.

We unite with Your Excellency in congratulating the country upon the establishment of the principle of self-government, and feel assured that it will greatly conduce to the happiness and prosperity of the community.

We concur with Your Excellency, that it will be our duty to watch the operation of the Constitutional Act, and to make such changes in it, from time to time, as may be necessary.

The efficiency of the public administration in all its branches will claim our earnest attention, and we trust that the organization of the civil service will be materially improved by the suggestions emanating from the enquiry which has been instituted.

The measures which are to be submitted relating to the public revenue and accounts, as well as that relating to the consolidation of departments, will be diligently examined by us.

We are deeply impressed with the necessity for introducing a suitable law for regulating the sale and occupation of the public lands, and we shall gladly co-operate in framing a measure which may have for its object the settlement of this question in a satisfactory and equitable manner; and we are most desirous that those Bills mentioned in Your Excellency's Speech, indicative of important changes in questions of moment to the welfare of Victoria, may be laid before us without delay.

Railway communication with the great centres of population in the interior of the country, and the extension of the lines of electric telegraph, are subjects of which the importance cannot, in our opinion, be over-estimated, and will demand the serious consideration of the Legislature.

It has been abundantly proved in this country, that it is desirable to encourage the formation of local institutions for purposes of self-government, and we have much satisfaction in learning that improvements in the Municipalities Act will be brought under our notice.

We trust that we shall be enabled, during the present Session, to adopt measures which will be beneficial to the trade and commerce of the country, and give encouragement to agriculture.

The law which now imposes restraints on certain trades, will be diligently investigated by us, as well as the laws relating to banking, and the issue of notes.

The assimilation of the Tariffs in the Australian Colonies, will, if it can be successfully and advantageously carried out, meet with our cordial support; and we rejoice to hear that steps have been taken towards an improvement in the lighting of the coasts of the several Colonies.

We shall gladly give our best consideration to the creation of a comprehensive system of Public Education.

The expediency of an alteration in that section of the Constitution Act, which devotes a portion of the public revenue to the promotion of religion, will receive our serious consideration.

The necessity which exists of making some provision for the education of deserted children, and juvenile criminals, will not be overlooked by us.

The various Bills for improving legal procedure, for amending the Bankruptcy Laws, for the better management of the Gold Fields, and the other measures adverted to in Your Excellency's Address, will receive our careful attention.

The Estimates of Revenue and Expenditure, shall receive our best attention, and we shall endeavour to enforce economy without impairing the efficiency of the public service.

The important subject of Immigration will be carefully considered by us, with an earnest desire to increase our population by the introduction of a respectable and useful class of colonists.

We believe, with Your Excellency, that the financial credit of Victoria is most firmly established; that her mineral treasure is still unlimited; and that, under the practical experience of the miners themselves, the improved methods of working will continue to develop her mineral wealth for ages.

We congratulate Your Excellency upon the high post which you have been called upon to fill in opening the first Parliament of Victoria, as the Representative of Her Most Gracious Majesty; and it is our most earnest desire that Victoria may, by wise and prudent legislation, maintain that high position which her vast internal resources entitle her to hold.

On the motion of Captain Anderson, the Assembly adopted the above Address, and ordered that it be presented by the Assembly to His Excellency the Officer administering the Government, at the Government Offices, to-morrow.

On the motion of Mr. Haines, the Assembly adjourned at five minutes past five o'clock until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 27th NOVEMBER, 1856.

Government Business :—

NOTICES OF MOTION :—

1. MR. HAINES: To move, That a Committee be appointed to draw up an Address, to be transmitted to Her Gracious Majesty the Queen, congratulating Her on the restoration of Peace.
2. MR. HAINES: To ask leave to introduce a Bill to extend the right of Voting, and to provide for the Registration of Parliamentary Electors.

General Business :—

NOTICES OF MOTION :—

1. MR. McCULLOCH: To ask the Chief Secretary, whether the Government intend adopting measures for deepening and otherwise improving the River Yarra.
2. MR. DUFFY: To move for a Return of the Number of the Copies of the Votes and Proceedings, Acts of Council, and other Publications of the late Legislative Council, now in custody of the Assembly, specifying the quantity of each respectively.

FRIDAY, 28th NOVEMBER.

NOTICES OF MOTION :—

1. MR. COLIN CAMPBELL: To move, That it is desirable that this Assembly should commence its daily legislative proceedings by asking the blessing of God on its deliberations.
 - (2.) That a Committee be appointed, consisting of Messrs. Moore, D. S. Campbell, Embling, Henty, Beaver, Duffy, McCulloch, Palmer, the Honorable the Attorney General, the Honorable the Speaker, and the Mover, to consider the best mode of carrying the above resolution into effect and to report to the House.
2. MR. SARGOOD: To move, That a Committee of seven be appointed to enquire and report whether the establishment of Cross Benches in this House be in accordance with the usages of Parliament, such Committee to consist of the Speaker, Messrs. Childers, Foster, Duffy, O'Shanassy, and the Mover.

3. **MR. BROOKE**: To move, That considering the vast importance to the interests of the Colony of the subject of internal communication, this House is of opinion that the Government should place on the Table, without delay, full information with respect to the Railways either already undertaken or about to be undertaken by them, detailing—
- 1st. The legal authority or authorities (if any) under which they have acted.
 - 2nd. The appointments that have been made, and the reasons for making them; the previous experience of such officers, their salaries, and the hours of duty of each officer respectively.
 - 3rd. Plans, sections, and estimates of the proposed works, routes of the trial and actual lines, with the reasons that have influenced the Government in making their selection.
 - 4th. The several specifications and copies of all tenders that have been made, contracts entered into, and liabilities either present or prospective that have been incurred, together with copies of all correspondence connected therewith, and generally any information having relation to the subject of this motion.
4. **MR. DUFFY**: To move, That an Address be presented to His Excellency the Acting Governor requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.

TUESDAY, 2ND DECEMBER.

NOTICES OF MOTION:—

1. **MR. FELLOWS**: To move for leave to bring in a Bill to consolidate and amend the Law of Evidence.
2. **MR. HORNE**: To move for permission to introduce a Bill to amend the Law of Bankers' Drafts.
3. **MR. SARGOOD**: To move for a Return, shewing the appropriation of that portion of the sum of £50,000 set apart for the promotion of religion, which has not been received by the undermentioned Sects, although entitled thereto, under the 53rd clause of the New Constitution:—
 1. The Independents,
 2. The United Presbyterians,
 3. The Baptists,
 4. The Quakers or Friends.
4. **MR. DUFFY**: To move, That Mr. Speaker be requested to communicate in the name of this House with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape of Good Hope, New Zealand, New South Wales, South Australia, and Tasmania, proffering them an habitual supply of the Votes and Proceedings, Reports, Records, and Publications of this House, and requesting that their Parliamentary Papers may be transmitted to us for the use of the Parliamentary Library of Victoria.

ORDER OF THE DAY:—

GUNPOWDER BILL—Second reading.

WEDNESDAY, 3RD DECEMBER.

Government Business:—

NOTICES OF MOTION:—

1. **MR. CHILDERS**: To ask leave to introduce a Bill to consolidate the Laws relating to the Customs.
2. **MR. STAWELL**: To ask leave to introduce a Bill to amend the Law relating to Auctioneers.
3. **MR. CHILDERS**: To ask leave to introduce a Bill to amend the Laws relative to the vending of fermented and spirituous liquors wholesale.

General Business:—

NOTICE OF MOTION:—

1. **MR. WILLS**: To move, That the inductors of bills, motions, or resolutions in this Assembly shall be permitted the use of written observations; such indulgence as to time to be confined within reasonable limits.

THURSDAY, 4TH DECEMBER.

Government Business:—

NOTICES OF MOTION:—

1. **CAPT. CLARKE**: To ask leave to introduce a Bill for the alienation and management of Crown Lands.
2. **MR. CHILDERS**: To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.
3. **MR. SLADEN**: To call the attention of the House to the Financial Condition of the Country.

FRIDAY, 5TH DECEMBER.

NOTICE OF MOTION :—

MR. WILLS: To move,

- (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
- (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
- (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
- (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 5.

THURSDAY, 27TH NOVEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. ADDRESS IN REPLY TO HIS EXCELLENCY'S OPENING SPEECH.—On the motion of Mr. Haines, the Assembly proceeded to the Government Offices, there to present to His Excellency the Officer administering the Government their Address, in reply to His Excellency's Speech on opening the Parliament.

The Assembly having returned—The Speaker reported that the Assembly had been to the Government Offices and there presented to His Excellency the Officer administering the Government their Address in reply to His Excellency's Speech on opening the Parliament, and that His Excellency had been pleased to make thereto the following reply:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY—

I thank you for the loyal Address which you have now presented to me. I will lose no time in transmitting to you those Bills which involve important changes in questions of moment to the welfare of Victoria, and desire to express my satisfaction at the assurances I have received from you that your serious consideration will be given to the subjects I have brought under your notice.

Melbourne, 27th November, 1856.

3. PETITIONS: Mr. McCulloch presented a Petition from the Ministers, Elders, Office-Bearers, Members, and Seat-holders of and in the Congregation of Chalmers' Church, Melbourne, praying the Assembly to take the statements set forth in the Petition into favorable consideration, and resolve to open the Proceedings of the Assembly with Prayer.

Petition received.

Mr. Colin Campbell presented a Petition from certain Inhabitants of Melbourne and its Vicinity, praying the Council would take the statements set forth in the Petition into consideration, and resolve that the Legislative Proceedings of each day be commenced with Prayer to the Supreme God.

Petition received.

4. MEMBER SWORN.—Mr. J. D. Owens having taken the Oath and handed to the Clerk at the Table the following declaration, took his seat as a Member of the Assembly:—

"I, JOHN DOWNES OWENS do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the annual value of two hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the town of Sandhurst, in the county or reputed county unnamed, the descriptions of which lands and tenements are as follow:—An allotment of land situate in Bridge-street, in the town of Sandhurst, being part of allotment 5 of section 25, portion C, of said township, together with the buildings thereon erected: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JOHN DOWNES OWENS."

5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of "*The Electoral Act of 1856*," the Speaker laid upon the Table the following Warrant appointing "*The Committee of Elections and Qualifications*," which was read by the Clerk:—

"VICTORIA.

"Pursuant to the provisions of '*The Electoral Act of 1856*,' I do hereby appoint—

Charles Gavan Duffy, Esquire,
Thomas Howard Fellows, Esquire,
George Harker, Esquire,
Edward Henty, Esquire,
Archibald Michie, Esquire,
Vincent Pyke, Esquire, and
John Basson Humffray, Esquire,

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

"Given under my hand this twenty-seventh day of November, 1856.

"FRAN^S. MURPHY,
"Speaker."

6. **RESTORATION OF PEACE.—ADDRESS TO THE QUEEN.**—Mr. Haines moved, pursuant to amended notice, That a Committee be appointed to draw up an Address to be transmitted to Her Gracious Majesty the Queen, congratulating Her on the restoration of Peace, such Committee to consist of Mr. Horne, Mr. King, Mr. Gavan Duffy, Mr. Moore, Capt. Pasley, Mr. Pyke, Mr. J. B. Were, and the Mover.

Question—put and passed.

7. **ELECTORAL ACT AMENDMENT BILL**—Mr. Haines having, pursuant to notice, moved for and obtained leave to bring in a Bill to amend "*The Electoral Act, 1856*," brought up a Bill, intituled, "*A Bill to Extend the Right of voting and to provide for the registration of parliamentary electors*," and moved that it be now read a first time.

Question—put and passed.—Bill read a first time; ordered to be printed and read a second time Wednesday, the 3rd December next.

8. **COUNCIL PAPERS.**—Mr. Gavan Duffy moved, pursuant to notice, for a return of the number of copies of the Votes and Proceedings, Acts of Council, and other publications of the late Legislative Council now in custody of the Assembly, specifying the quantity of each respectively.

Question—put and passed.

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

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 28TH NOVEMBER.

NOTICES OF MOTION:—

1. **MR. COLIN CAMPBELL:** To move, That it is desirable that this Assembly should commence its daily legislative proceedings by asking the blessing of God on its deliberations.
 - (2.) That a Committee be appointed, consisting of Messrs. Moore, D. S. Campbell, Embling, Henty, Beaver, Duffy, McCulloch, Palmer, the Honorable the Attorney General, the Honorable the Speaker, and the Mover, to consider the best mode of carrying the above resolution into effect and to report to the House.
2. **MR. SARGOOD:** To move, That a Committee of seven be appointed to enquire and report whether the establishment of Cross Benches in this House be in accordance with the usages of Parliament, such Committee to consist of the Speaker, Messrs. Childers, Foster, Duffy, O'Shanassy, and the Mover.
3. **MR. BROOKE:** To move, That considering the vast importance to the interests of the Colony of the subject of internal communication, this House is of opinion that the Government should place on the Table, without delay, full information with respect to the Railways either already undertaken or about to be undertaken by them, detailing—
 - 1st. The legal authority or authorities (if any) under which they have acted.
 - 2nd. The appointments that have been made, and the reasons for making them; the previous experience of such officers, their salaries, and the hours of duty of each officer respectively.
 - 3rd. Plans, sections, and estimates of the proposed works, routes of the trial and actual lines, with the reasons that have influenced the Government in making their selection.
 - 4th. The several specifications and copies of all tenders that have been made, contracts entered into, and liabilities either present or prospective that have been incurred, together with copies of all correspondence connected therewith, and generally any information having relation to the subject of this motion.
4. **MR. GAVAN DUFFY:** To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
5. **MR. GRANT:** To move, That the Petition of the Chinese Storekeepers and Miners of Bendigo, presented 26th November instant, be printed.
6. **MR. HAINES:** To move, That until Standing Orders be adopted by this House, Five be a Quorum in all its Select Committees.

TUESDAY, 2ND DECEMBER.

1. **MR. KING:** To ask Mr. Childers to lay on the Table of the House a Return shewing the number of Government Immigrants that have arrived since the 1st January, 1856, and how they have been distributed to Melbourne, Geelong, Portland, Port Fairy, and Port Albert, and—Contingent on their not having been distributed according to the vote of last Session, to state the reason why?
2. **MR. MOORE:** To ask Mr. Childers what facilities, if any, the Melbourne and Hobson's Bay Railway Company hold over the proprietors of lighters whereby they are permitted to land bonded and free goods before and after the legal hours, while lighters are only allowed to land bonded goods up to one o'clock p.m., and free goods during the usual customs hours, also, why such facilities, if granted, are given to the Railway Company in preference to the proprietors of lighters.

NOTICES OF MOTION:—

1. MR. FELLOWS: To move for leave to bring in a Bill to consolidate and amend the Law of Evidence.
2. MR. HORNE: To move for permission to introduce a Bill to amend the Law of Bankers' Drafts.
3. MR. SARGOOD: To move for a Return, shewing the appropriation of that portion of the sum of £50,000 set apart for the promotion of religion, which has not been received by the undermentioned Sects, although entitled thereto, under the 53rd clause of the New Constitution:—
 1. The Independents,
 2. The United Presbyterians,
 3. The Baptists,
 4. The Quakers or Friends.
4. MR. GAVAN DUFFY: To move, That Mr. Speaker be requested to communicate in the name of this House with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape of Good Hope, New Zealand, New South Wales, South Australia, and Tasmania, proffering them an habitual supply of the Votes and Proceedings, Reports, Records, and Publications of this House, and requesting that their Parliamentary Papers may be transmitted to us for the use of the Parliamentary Library of Victoria.
5. MR. MOORE: To ask leave to introduce a Bill to provide for the payment of crossed cheques by or through a Bank or Banking Company only.
6. MR. GRIFFITH: To move, That in the opinion of this Assembly the rules, forms, usages of the Imperial Parliament are not applicable to the election of a Chairman of Committees where the number of candidates exceeds two; and that where such is the case resort shall not be had thereto as to the mode of election, but each member shall deliver to the Speaker a paper, signed by him, containing the name of the member for whom he votes: and in case no candidate be found to have an absolute majority of the votes of the members present, the candidate who has the smallest number of votes shall be removed from the list of candidates and the votes be again taken for the remainder, and so on until some one of the candidates has an absolute majority of the votes of the members present, and such candidate shall then be declared duly elected. That no proceeding already had about the election of a Chairman of Committees be held to prevent this Assembly from exercising a free choice in the matter.
7. MR. BARAGWANATH: To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House a Return of all Lands alienated from the Crown in the electoral District of Rodney since the 31st of December, 1850, with the amount realized; particularising all pre-emptive Rights (if any); and—
Contingent upon this motion, for a Return of all public money expended on Roads and Bridges in the said District.
8. MR. MICHIE: To move for leave to bring in a Bill for the purpose of giving in certain cases to Workmen and Sub-contractors a lien on work done by them.

ORDER OF THE DAY:—

GUNPOWDER BILL—Second reading.

WEDNESDAY, 3RD DECEMBER.

Government Business:—

NOTICES OF MOTION:—

1. MR. CHILDERS: To ask leave to introduce a Bill to consolidate the Laws relating to the Customs.
2. MR. STAWELL: To ask leave to introduce a Bill to amend the Law relating to Auctioneers.
3. MR. CHILDERS: To ask leave to introduce a Bill to amend the Laws relative to the vending of fermented and spirituous liquors wholesale.

ORDER OF THE DAY:—

1. ELECTORAL ACT AMENDMENT BILL—Second reading.

General Business:—

NOTICE OF MOTION:—

1. MR. WILLS: To move, That the inductors of bills, motions, or resolutions in this Assembly shall be permitted the use of written observations; such indulgence as to time to be confined within reasonable limits.
2. MR. O'BRIEN: To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months.

3. **MR. BARAGWANATH**: To move for a Return of Summary Convictions by Justices of the Peace on the various Gold Fields of Victoria where imprisonment with hard labor has been awarded, and how such prisoners are and have been employed.

THURSDAY, 4TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. **CAPT. CLARKE**: To ask leave to introduce a Bill for the alienation and management of Crown Lands.
2. **MR. CHILDERS**: To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.
3. **MR. SLADEN**: To call the attention of the House to the Financial Condition of the Country.

FRIDAY, 5TH DECEMBER.

NOTICE OF MOTION :—

MR. WILLS: To move,

- (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service.
2. **MR. HUMFRAY**: To move, for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballarat.

MEETING

OF

SELECT COMMITTEE.

Tuesday, 2nd December, 1856.

ADDRESS TO THE QUEEN—at 12 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 6.

FRIDAY, 28TH NOVEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
3. PAPERS.—Mr. Childers presented, by command of His Excellency the Officer administering the Government,
The Report of the Acting Immigration Agent upon Colonial Emigration and Immigration for the year 1855.
Ordered to be printed.
4. PRAYERS.—Mr. Colin Campbell moved, pursuant to *amended* notice, That it is desirable that this Assembly should commence its daily legislative proceedings by asking the blessing of God on its deliberations.
(2.) That a Committee be appointed, consisting of Messrs. Moore, D. S. Campbell, Embling, Henty, Beaver, Duffy, McCulloch, Palmer, the Honorable the Attorney General, the Honorable the Speaker, Mr. Foster, and the Mover, to consider the best mode of carrying the above resolution into effect and to report to the House.

Mr. Horne moved the previous question.

Debate ensued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 24.

Mr. Sladen,
Mr. C. Campbell,
Mr. Stawell,
Mr. Fellows,
Mr. McCulloch,
Mr. Moore,
Dr. Embling,
Mr. D. S. Campbell,
Mr. Adamson,
Mr. Foster,
Mr. Rutledge,
Mr. Syme,
Mr. J. B. Were,
Mr. King,
Mr. Hammill,
Mr. Palmer,
Mr. Baragwanath,
Mr. Johnson,
Capt. Anderson,
Mr. Henty,
Mr. Myles,
Mr. Rutherford,
Mr. Childers }
Capt. Pasley } (*Tellers*).

Noes, 26.

Dr. Owens,
Mr. Blair,
Mr. Hughes,
Mr. Gavan Duffy,
Mr. Haines,
Mr. O'Brien,
Mr. Phelan,
Mr. Brooke,
Capt. Clarke,
Mr. Harker,
Charles Read,
Mr. Greeves,
Mr. Lalor,
Mr. Wills,
Mr. Davis,
Mr. McDougall,
Mr. Sargood,
Mr. Humffray,
Mr. Pyke,
Mr. Cameron,
Mr. O'Shanassy,
Dr. Evans,
Mr. Aspinall,
Mr. Smith,
Mr. Snodgrass }
Mr. Horne } (*Tellers*).

5. CROSS BENCHES.—Mr. Sargood moved, pursuant to *amended* notice, That a Committee of seven be appointed to enquire and report whether the establishment of Cross Benches in this House be in accordance with the usages of Parliament, such Committee to consist of the Speaker, Messrs. Childers, Foster, Duffy, O'Shanassy, Greeves, and the Mover.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 23.

Mr. Gavan Duffy,
Mr. Greeves,
Mr. Palmer,
Mr. O'Shanassy,
Mr. Michie,
Mr. Harker,
C. Read,
Mr. Hughes,
Mr. Pyke,
Mr. Aspinall,
Mr. Syme,
Mr. Phelan,
Mr. Myles,
Mr. Humfray,
Mr. Fyfe,
Mr. Brooke,
Mr. Sargood,
Dr. Evans,
Mr. Horne,
Dr. Owens,
Mr. Blair,
Mr. O'Brien } (Tellers).
Mr. Snodgrass }

Noes, 31.

Capt. Pasley,
Mr. Smith,
Mr. Childers,
Mr. Stawell,
Capt. Anderson,
Mr. Sladen,
Mr. Foster,
Mr. Moore,
Mr. J. B. Were,
Mr. Fellows,
Mr. Campbell,
Dr. Embling,
Capt. Clarke,
Mr. Rutherford,
Mr. Rutledge,
Mr. Hammill,
Mr. McCulloch,
Mr. Wills,
Mr. Davis,
Mr. Johnson,
Mr. Baragwanath,
Mr. Beaver,
Mr. Lalor,
Mr. McDougall,
Mr. C. Campbell,
Mr. Henty,
Mr. King,
Mr. Griffith,
Mr. Adamson,
Mr. Haines } (Tellers).
Mr. Goodman }

6. RAILWAYS.—Mr. Brooke moved, pursuant to notice, That considering the vast importance to the interests of the Colony of the subject of internal communication, this House is of opinion that the Government should place on the Table, without delay, full information with respect to the Railways either already undertaken or about to be undertaken by them, detailing—

- 1st. The legal authority or authorities (if any) under which they have acted.
- 2nd. The appointments that have been made, and the reasons for making them; the previous, experience of such officers, their salaries, and the hours of duty of each officer respectively.
- 3rd. Plans, sections, and estimates of the proposed works, routes of the trial and actual lines, with the reasons that have influenced the Government in making their selection.
- 4th. The several specifications and copies of all tenders that have been made, contracts entered into, and liabilities either present or prospective that have been incurred, together with copies of all correspondence connected therewith, and generally any information having relation to the subject of this motion.

Debate ensued.

Question—put and passed.

7. POSTPONEMENT OF NOTICES OF MOTION.—The following Notices of Motion were postponed as under :—

No. 4. By Mr. Gavan Duffy, until Friday, 5th December next.

No. 5. By Mr. Brooke, on behalf of Mr. Grant, until Tuesday, 2nd December next.

8. QUORUM IN SELECT COMMITTEES.—Mr. Haines moved, pursuant to notice, That until Standing Orders be adopted by this House, five be a Quorum in all its Select Committees.
Question—put and passed.

Assembly adjourned at a quarter to five o'clock until four o'clock on Tuesday next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 2ND DECEMBER.

1. MR. KING: To ask Mr. Childers to lay on the Table of the House a Return shewing the number of Government Immigrants that have arrived since the 1st January, 1856, and how they have been distributed to Melbourne, Geelong, Portland, Port Fairy, and Port Albert, and—Contingent on their not having been distributed according to the vote of last Session, to state the reason why?
2. MR. MOORE: To ask Mr. Childers what facilities, if any, the Melbourne and Hobson's Bay Railway Company hold over the proprietors of lighters whereby they are permitted to land bonded and free goods before and after the legal hours, while lighters are only allowed to land bonded goods up to one o'clock p.m., and free goods during the usual Customs hours, also, why such facilities, if granted, are given to the Railway Company in preference to the proprietors of lighters.
3. DR. EMBLING: To ask the Chief Secretary if the Government is aware of the establishment of Private Lunatic Asylums in Victoria; if so, does the Government propose placing these institutions generally under the restrictions adopted in Great Britain, namely, a permissive existence under license, with an inspector to visit and report periodically.
4. MR. MYLES: To ask the Chief Secretary whether it is the intention of the Government to take any steps in order to legalise the coinage of the Sydney Mint in Victoria.
5. MR. PYKE: To ask the Chief Secretary whether it is the intention of the Government to bring in a distinct measure having for its object the equitable arrangement of the mining on private property question.

NOTICES OF MOTION:—

1. MR. FELLOWS: To move for leave to bring in a Bill to consolidate and amend the Law of Evidence.
2. MR. HORNE: To move for permission to introduce a Bill to amend the Law of Bankers' Drafts.
3. MR. SARGOOD: To move for a Return, shewing the appropriation of that portion of the sum of £50,000 set apart for the promotion of religion, which has not been received by the undermentioned Sects, although entitled thereto, under the 53rd clause of the New Constitution:—
 1. The Independents,
 2. The United Presbyterians,
 3. The Baptists,
 4. The Quakers or Friends.
4. MR. GAVAN DUFFY: To move, That Mr. Speaker be requested to communicate in the name of this House with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape of Good Hope, New Zealand, New South Wales, South Australia, and Tasmania, proffering them an habitual supply of the Votes and Proceedings, Reports, Records, and Publications of this House, and requesting that their Parliamentary Papers may be transmitted to us for the use of the Parliamentary Library of Victoria.
5. MR. MOORE: To ask leave to introduce a Bill to provide for the payment of crossed cheques by or through a Bank or Banking Company only.
6. MR. GRIFFITH: To move, That in the opinion of this Assembly the rules, forms, usages of the Imperial Parliament are not applicable to the election of a Chairman of Committees where the number of candidates exceeds two; and that where such is the case resort shall not be had thereto as to the mode of election, but each member shall deliver to the Speaker a paper, signed by him, containing the name of the member for whom he votes; and in case no candidate be found to have an absolute majority of the votes of the members present, the candidate who has the smallest number of votes shall be removed from the list of candidates, and the votes be again taken for the remainder, and so on until some one of the candidates has an absolute majority of the votes of the members present, and such candidate shall then be declared duly elected. That no proceeding already had about the election of a Chairman of Committees be held to prevent this Assembly from exercising a free choice in the matter.
7. MR. BARAGWANATH: To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House a Return of all Lands alienated from the Crown in the electoral District of Rodney since the 31st of December, 1850, with the amount realized; particularising all pre-emptive Rights (if any); and—
Contingent upon this motion, for a Return of all public money expended on Roads and Bridges in the said District.
8. MR. MICHIE: To move for leave to bring in a Bill for the purpose of giving in certain cases to Workmen and Sub-contractors a lien on work done by them.

9. **MR. HUMFRAY** : To move, That a Select Committee be appointed to enquire into the claims for compensation arising out of the losses alleged to have been sustained at the time of or in connection with the destruction of Bentley's Hotel, on Ballarat, with power to take evidence and examine all books, petitions, reports, or other documents relating thereto, now in the hands of the Government.

Contingent upon the motion being agreed to, That the following gentlemen be appointed to act on the Committee—Mr. Haines, Mr. Greeves, Mr. Stawell, Mr. Pyke, Mr. Michie, Mr. Horne, Mr. Grant, Mr. Brooke, Mr. Sargood, and the Mover.

10. **MR. SNODGRASS** : To move for a Select Committee to enquire into the case of Mrs. Matthew Kelly, widow of the late Mr. Matthew Kelly, recently killed by a fall from his horse, and who some months since applied that the portion of waste lands of the Crown on which he resided might be put up for sale, which application to the Honorable the Surveyor General was in the first instance granted, subsequently refused, afterwards allowed, and since to this present date neglected to be surveyed for sale; such Committee to consist of Messrs. Smith, Wills, Palmer, Duffy, Sladen, O'Shanassy, Myles, and the Mover, with power to take evidence and call for all necessary papers and documents.
11. **MR. GRANT** : To move, That the Petition of the Chinese Storekeepers and Miners of Bendigo, presented 26th November instant, be printed.

ORDER OF THE DAY :—

GUNPOWDER BILL—Second reading.

WEDNESDAY, 3RD DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. **MR. CHILDERS** : To ask leave to introduce a Bill to consolidate the Laws relating to the Customs.
2. **MR. STAWELL** : To ask leave to introduce a Bill to amend the Law relating to Auctioneers.
3. **MR. CHILDERS** : To ask leave to introduce a Bill to amend the Laws relative to the vending of fermented and spirituous liquors wholesale.
4. **MR. FELLOWS** : To ask leave to introduce a Bill concerning Letters Patent for Inventions.

ORDER OF THE DAY :—

1. ELECTORAL ACT AMENDMENT BILL—Second reading.

General Business :—

NOTICE OF MOTION :—

1. **MR. WILLS** : To move, That the inductors of bills, motions, or resolutions in this Assembly shall be permitted the use of written observations; such indulgence as to time to be confined within reasonable limits.
2. **MR. O'BRIEN** : To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months.
3. **MR. BARAGWANATH** : To move for a Return of Summary Convictions by Justices of the Peace on the various Gold Fields of Victoria where imprisonment with hard labor has been awarded, and how such prisoners are and have been employed.

THURSDAY, 4TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. **CAPT. CLARKE** : To ask leave to introduce a Bill for the alienation and management of Crown Lands.
2. **MR. CHILDERS** : To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.
3. **MR. SLADEN** : To call the attention of the House to the Financial Condition of the Country.

FRIDAY, 5TH DECEMBER.

NOTICES OF MOTION :—

MR. WILLS: To move,

- (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service.
2. MR. HUMFFRAY: To move, for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballaarat.
 3. MR. GAVAN DUFFY: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.

MEETING

OF

SELECT COMMITTEE.

Tuesday, 2nd December, 1856.

ADDRESS TO THE QUEEN—at 12 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

TUESDAY, 2ND DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. DECLARATION OF QUALIFICATION.—Mr. Wills handed to the Clerk at the table an amended declaration of his qualification, which was read by the Clerk, and is as follows:—

“ I, Horatio Spencer Wills, do declare and testify that I am duly seised at law or in equity of an estate of freehold, for my own use and benefit, in lands or tenements, in the Colony of Victoria, of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Moolap, in the county or reputed county of South Grant; the descriptions of which lands and tenements are as follow: A house and farm commonly known as Bellevue: And I further declare, that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ H. S. WILLS.”
 3. PAPERS.—Mr. Haines presented, by command of His Excellency the Officer administering the Government, the following papers:—
 - Influx of Criminals Act—Copy of Despatch from the Secretary of State.
 - Patriotic Fund—Letter from the Honorary Secretary to Royal Commissioners acknowledging receipt of contribution of Victoria in aid of Patriotic Fund.

Ordered to lie on the Table.

Mr. Haines also presented—

Waranga	}	Local Court Regulations.
Castlemaine		
Creswick		
Ballaarat		
Hepburn		
Beechworth		
Mount Blackwood	}	Local Court Regulations.
Avoca		
Sandhurst.—General and Local Court Regulations.		
Yackandandah	}	Local Court Regulations.
Heathcote		
Raglan		
Chinese.—Regulations for the Chinese on the Gold Fields.		
Gold Fields.—General Regulations.		
University of Melbourne.—Report of the Proceedings.		
Supreme Court Rules pursuant to 19 Victoria, No. 19.		
Supreme Court Rules pursuant to 15 Victoria, No. 10.		
Corporation of Melbourne.—Return of Expenditure, pursuant to Act of Council, 17 Victoria, No. 13.		
Fitz Roy Ward, Improvement.—Return of Receipts and Expenditure for the year ending 31st August, 1856, pursuant to Act of Council, 17 Victoria, No. 31.		
Friendly Societies.—Return of Societies registered during the year 1855, pursuant to 18 Victoria, No. 41.		
 4. PETITION.—Mr. O'Shanassy presented a petition from Nathaniel Lipscomb Kentish, praying the Assembly to afford him redress in the matter set forth in the petition.
- Petition received.

5. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—The Warrant appointing "*The Committee of Elections and Qualifications*," was again laid upon the Table of the Assembly.
6. **SUBPONA.**—The Speaker having reported that the Clerk of the Assembly had been served with a subpoena to appear and give evidence, and also to produce a certain document presented to the late Legislative Council, in a cause pending in the County Court of Bourke, On the motion of Mr. Stawell the Assembly directed that a clerk of the House be permitted to appear and produce the document mentioned in the said subpoena.
7. **EVIDENCE LAW AMENDMENT BILL.**—Mr. Fellows having, pursuant to notice, moved for and obtained leave to bring in a Bill to amend the Law of Evidence, brought up a Bill, intituled, "*A Bill to consolidate and amend the Law of Evidence*," and moved that it be now read a first time.
Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time, Tuesday, 16th December instant.
8. **RESTORATION OF PEACE.—ADDRESS TO THE QUEEN.**—Mr Haines, as Chairman of the Committee appointed to draw up an Address to Her Gracious Majesty the Queen, on the Restoration of Peace, brought up the Report, and moved that it be received.
Question—put and passed.—Report ordered to be printed and taken into consideration to-morrow.
9. **BANKERS DRAFTS LAW AMENDMENT BILL.**—Mr. Horne having, pursuant to notice, moved for and obtained leave to bring in a Bill to amend the Law relating to Drafts or Cheques on Bankers, brought up a Bill, intituled, "*A Bill to amend the Law relating to Drafts or Cheques on Bankers*," and moved that it be now read a first time.
Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time, Tuesday, 9th December instant.
10. **AID TO RELIGION**—Mr. Sargood moved, pursuant to *amended* notice, for a Return, shewing the appropriation of that portion of the sum of £50,000 set apart for the promotion of religion, which has not been received by the undermentioned Sects, although entitled thereto, under the 53rd clause of the New Constitution :—
1. The Independents.
 2. The United Presbyterians.
 3. The Baptists.
 4. The Quakers or Friends.
 5. Other Christian Denominations.
- Debate ensued.
Question—put and passed.
11. **EXCHANGE OF PARLIAMENTARY PAPERS.**—Mr. Gavan Duffy moved, pursuant to notice, That Mr. Speaker be requested to communicate in the name of this House with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape of Good Hope, New Zealand, New South Wales, South Australia, and Tasmania, proffering them an habitual supply of the Votes and Proceedings, Reports, Records, and Publications of this House, and requesting that their Parliamentary Papers may be transmitted to us for the use of the Parliamentary Library of Victoria.
Debate ensued.
Motion by leave withdrawn.
12. **ELECTION OF CHAIRMAN OF COMMITTEES.**—Mr. Griffith moved, pursuant to notice, That in the opinion of this Assembly the rules, forms, usages of the Imperial Parliament are not applicable to the election of a Chairman of Committees where the number of candidates exceeds two; and that where such is the case resort shall not be had thereto as to the mode of election, but each member shall deliver to the Speaker a paper, signed by him, containing the name of the member for whom he votes; and in case no candidate be found to have an absolute majority of the votes of the members present, the candidate who has the smallest number of votes shall be removed from the list of candidates, and the votes be again taken for the remainder, and so on until some one of the candidates has an absolute majority of the votes of the members present, and such candidate shall then be declared duly elected. That no proceeding already had about the election of a Chairman of Committees be held to prevent this Assembly from exercising a free choice in the matter.
Mr. Snodgrass moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert the following words in place thereof, "In the opinion of this Assembly the motion for the election of Vincent Pyke, Esq., to the Office of Chairman of Committees, was not disposed of in accordance with the practice of Parliament, Mr. Pyke being at the time when the question for his proposal was submitted to the Assembly the only candidate then before the House for the Office of Chairman of Committees, and that, in accordance with the practice of Parliament, he should have been declared duly elected."
Debate ensued.
Amendment by leave withdrawn.
Mr. Griffith, by consent of the Assembly, withdrew his original motion, and moved that the mode of appointing a Chairman of Committees of this Assembly be referred to the Standing Orders Committee for consideration and report.
Question—put and passed.

13. CROWN LANDS.—Mr. Baragwanath moved, pursuant to notice, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House a Return of all Lands alienated from the Crown in the electoral District of Rodney since the 31st of December, 1850, with the amount realized; particularising all pre-emptive rights (if any); and—
Contingent upon this motion, for a Return of all public money expended on Roads and Bridges in the said District.
Debate ensued.
Motion by leave withdrawn.
14. WORKMEN AND SUB-CONTRACTORS LIEN BILL.—Mr. Michie having, pursuant to notice, moved for and obtained leave to bring in a Bill to give Workmen and Sub-contractors a Lien on Work done by them, brought up a Bill, intituled, “*A Bill to give Workmen and Sub-contractors a Lien on and greater Facilities for procuring Payment for their Work;*” and moved that it be now read a first time.
Question—put and passed.—Bill read a first time.—Ordered to be printed and read a second time, Tuesday, 16th December instant.
15. BALLAARAT RIOTS.—BENTLEY’S HOTEL.—Mr. Humffray moved, pursuant to notice, That a Select Committee be appointed to enquire into the claims for compensation arising out of the losses alleged to have been sustained at the time of or in connection with the destruction of Bentley’s Hotel, on Ballaarat, with power to take evidence and examine all books, petitions, reports, or other documents relating thereto, now in the hands of the Government, and that the following gentlemen be appointed to act on the Committee—Mr. Haines, Mr. Greeves, Mr. Stawell, Mr. Pyke, Mr. Michie, Mr. Horne, Mr. Grant, Mr. Brooke, Mr. Sargood, and the Mover.
Question—put and passed.
16. MRS. M. KELLY.—Mr. Snodgrass moved, pursuant to notice, for a Select Committee to enquire into the case of Mrs. Matthew Kelly, widow of the late Mr. Matthew Kelly, recently killed by a fall from his horse, and who some months since applied that the portion of waste lands of the Crown on which he resided might be put up for sale, which application to the Honorable the Surveyor General was in the first instance granted, subsequently refused, afterwards allowed, and since to this present date neglected to be surveyed for sale; such Committee to consist of Messrs. Smith, Wills, Palmer, Duffy, Sladen, O’Shanassy, Myles, and the Mover, with power to take evidence and call for all necessary papers and documents.
Debate ensued.
Question—put.
Assembly divided.
Ayes, 28.
Mr. Haines,
Mr. Horne,
Mr. Moore,
Mr. Hughes,
Mr. Snodgrass,
Mr. Humffray,
Mr. Were,
Mr. Michie,
Mr. Palmer,
Mr. McCulloch,
Mr. Hammill,
Mr. Blair,
Mr. O’Shanassy,
Mr. Wills,
C. Read,
Mr. Childers,
Mr. Greeves,
Mr. Baragwanath,
Mr. Bennett,
Mr. Johnson,
Mr. Brooke,
Mr. Davis,
Mr. Phelan,
Mr. Myles,
Mr. Grant,
Dr. Evans,
Capt. Clarke } (*Tellers*).
Mr. Stawell }
- Noes, 5.
Mr. Harker,
Mr. Rutledge,
Mr. Griffith,
Mr. Sargood } (*Tellers*).
Capt. Pasley }
17. CHINESE STOREKEEPERS PETITION.—Mr. Grant moved, pursuant to notice, That the Petition of the Chinese Storekeepers and Miners of Bendigo, presented 26th November last, be printed.
Debate ensued.
Question—put and passed.

18. **POSTPONEMENT OF ORDER OF THE DAY.**—On the motion of Mr. Childers, the Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 9th December instant.

“*Gunpowder Bill.*—*Second reading.*”

19. **PETITION.**—With leave of the Assembly, Mr. Michie presented a petition from George Crossley Smith, praying the Assembly to take the petitioner's case, as set forth in the petition, into serious consideration, and appoint such an investigation thereof as the Assembly might deem necessary.

Petition received.

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

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 3RD DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. **MR. CHILDERS :** To ask leave to introduce a Bill to consolidate the Laws relating to the Customs.
2. **MR. STAVELL :** To ask leave to introduce a Bill to amend the Law relating to Auctioneers.
3. **MR. CHILDERS :** To ask leave to introduce a Bill to amend the Laws relative to the vending of fermented and spirituous liquors wholesale.
4. **MR. FELLOWS :** To ask leave to introduce a Bill concerning Letters Patent for Inventions.
5. **MR. HAINES :** To move, That the following Members do form the Library Committee for the present Session, and that they have power to confer with the Library Committee to be appointed by the Legislative Council, viz.:—The Speaker, Mr. Colin Campbell, Mr. Childers, Dr. Evans, Mr. Greeves, Mr. Griffith, Mr. Michie, and the Mover.
6. **MR. HAINES :** To move for leave to bring in a Bill for taking an account of the Population.

ORDER OF THE DAY :—

1. **ELECTORAL ACT AMENDMENT BILL**—Second reading.
2. **RESTORATION OF PEACE.—ADDRESS TO THE QUEEN.**—Report from Select Committee to be considered.

General Business :—

NOTICE OF MOTION :—

1. **MR. WILLS :** To move, That the inductors of bills, motions, or resolutions in this Assembly shall be permitted the use of written observations; such indulgence as to time to be confined within reasonable limits.
2. **MR. O'BRIEN :** To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months.
3. **MR. BARAGWANATH :** To move for a Return of Summary Convictions by Justices of the Peace on the various Gold Fields of Victoria where imprisonment with hard labor has been awarded, and how such prisoners are, and have been employed.

THURSDAY, 4TH DECEMBER.

Government Business :—

1. **CAPT. CLARKE :** To ask leave to introduce a Bill for the alienation and management of Crown Lands.
2. **MR. CHILDERS :** To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.
3. **MR. SLADEN :** To call the attention of the House to the Financial Condition of the Country.

General Business :—

4. **MR. FOSTER :** To ask :
 - (1.) What amount of salary and allowances has been drawn by His Excellency Sir C. Hotham, as Governor of this Colony, from the date of his arrival.
 - (2.) Whether any account has ever been rendered or demanded of the sum of £5000 per annum, allotted in Schedule D of Constitution Act, for the support of His Excellency's staff, repairs of Government House, &c.
 - (3.) Whether any of this sum was appropriated towards defraying the expenses incurred at Toorak.
 - (4.) The same questions as to the sums received and accounted for by the present Governor His Excellency Major-General Macarthur.

NOTICES OF MOTION :—

1. **MR. HORNE :** To move for leave to introduce a Bill to enable the assignment of choses in action without power of attorney.

FRIDAY, 5TH DECEMBER.

1. MR. KING: To ask the Honorable Commissioner of Public Works whether any attempt has been made to form a wooden tram road, suitable to the vehicles in ordinary use in Victoria, and contingent on such road or portion of road having been constructed, to lay on the Table the plans and specifications of the one most approved.
2. MR. HUGHES: To ask the Honorable the Surveyor General—
 - (1.) What steps have been taken to utilise the Coal Fields of this Colony.
 - (2.) What applications, in writing or otherwise, have been made to the Government since separation, for permission or facilities to work such Coal Fields by private enterprise.
 - (3.) Whether any and what measures are in contemplation by the Government for the working of the Coal Mines of the Colony.
3. MR. MYLES: To ask the Attorney General, under what authority are certain persons engaged, or reputed to be engaged, in preparing for the taking of a Census of the inhabitants of Victoria; also, is it the intention of the Government to ask Legislative authority for the purpose of taking a Census of the inhabitants of Victoria.

NOTICES OF MOTION:—

1. MR. WILLS: To move,
 - (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humffray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.
2. MR. HUMFFRAY: To move, for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballarat.
3. MR. GAVAN DUFFY: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
4. MR. FOSTER: To move for a return of the correspondence between the Honorable the Commissioner of Public Works and the Municipal Council of Williamstown, relative to a supply of water to that township, also of the Report of the President of the Water and Sewerage Commission as to the practicability of such water supply.
5. MR. HARKER: To move,
 - (1.) For a return of all premises in the City of Melbourne rented by the Government for public offices, where they are situated, and for what purpose used.
 - (2.) For a return, shewing from whom the different premises are rented, the rent paid for each, when the tenancy commenced, and when it does or may expire.
6. MR. GRANT: To move, That an Address be presented to His Excellency the Acting Governor, praying that His Excellency will be pleased to lay on the Table of this House, a return of—
 - (1.) The number of Civil Causes entered for trial in the Supreme Court at Melbourne, from the 1st January, 1853, to 1st December, 1856.
 - (2.) The total amount paid into the Prothonotary's Office as Jury Fees on said causes.
 - (3.) The number of said causes not tried, and the amount of Jury Fees paid thereon.
 - (4.) The amount paid to persons serving on Juries for trial of Civil Causes during said period.
7. MR. GRANT: To move for leave to bring in a Bill to make Powers of Attorney valid in certain cases.

TUESDAY, 9TH DECEMBER.

NOTICES OF MOTION:—

1. MR. LALOR: To move for leave to bring in a Bill for the better prevention of the crime of horsestealing.

2. **MR. HUGHES** : To move for a return of the quantity and value of coal imported annually, since separation, into this Colony, distinguishing the places from which it has been imported.
3. **MR. BROOKE** : To move, That, as an essential preliminary to legislation on the subject of railway communication, a Select Committee be appointed to consider the question in all its bearings; to examine the plans and estimates prepared by the direction of Government, and to report thereon to this House. That, for the purposes of their inquiry, the Committee be empowered to call for papers and take such evidence, professional or otherwise, as they may deem necessary to effectually secure the object of their investigation. That such Committee consist of the following Members :—The Honorable the Chief Secretary, the Honorable the Commissioner of Public Works, the Honorable the Surveyor General, Mr. O'Shanassy, Mr. Goodman, Mr. Foster, Mr. Greeves, Mr. Moore, Mr. Horne, Mr. Pyke, Mr. Fyfe, and the Mover.
4. **MR. RUTHERFORD** : To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House, a statement of the amount of money expended in the Counties of Grenville and Polworth in the making of roads, bridges, and other public works, up to the 1st December, 1856.

ORDERS OF THE DAY :—

1. **BANKERS DRAFTS LAW AMENDMENT BILL**.—Second reading.
2. **GUNPOWDER BILL**.—Second reading.

TUESDAY, 16TH DECEMBER.

ORDERS OF THE DAY :—

1. **EVIDENCE LAW AMENDMENT BILL**.—Second reading.
2. **WORKMEN AND SUB-CONTRACTORS' LIEN BILL**.—Second reading.

MEETING

OF

SELECT COMMITTEE.

Wednesday, 3rd December, 1856.

STANDING ORDERS—at 2 o'clock.

FRAN^s. MURPHY,
Speaker

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 8.

WEDNESDAY, 3RD DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Goodman having presented to the Speaker a Petition from Hector Norman Simson, of Charlotte Plains, Victoria, gentleman, addressed to the Speaker of the Assembly, praying that the election and return of David Blair to serve as a Member of the Legislative Assembly for the Electoral District of Talbot, might be declared to be void, and that such further proceedings might be taken thereon as the said Assembly should think fit.
- The Speaker laid the said Petition before the Assembly.
- Mr. Goodman then moved, That the said Petition and the question thereby raised be referred to "*The Committee of Elections and Qualifications.*"
- Question—put and passed.
3. STANDING ORDERS COMMITTEE.—Mr. O'Shanassy, on behalf of Mr. Speaker, Chairman of the Standing Orders Committee, brought up a Progress Report from the Committee, and moved that it be read and printed.
- Question—put and passed.—Report read by the Clerk.
- Mr. O'Shanassy then moved, That the Report be now adopted by the Assembly.
- Debate ensued.
- Question—put.
- Assembly divided.

Ayes, 29.

Mr. Stawell,
 Mr. Childers,
 Mr. Snodgrass,
 Mr. Horne,
 Mr. Fellows,
 Capt. Clarke,
 Mr. Brooke,
 Mr. C. Gavan Duffy,
 Mr. Michie,
 Mr. Humfray,
 Mr. Hughes,
 Mr. Adamson,
 Mr. Lalor,
 Mr. Syme,
 Mr. Palmer,
 Mr. Moore,
 Mr. Grant,
 Mr. O'Shanassy,
 Charles Read,
 Mr. Wills,
 Mr. Phelan,
 Mr. King,
 Mr. Baragwanath,
 Mr. Cameron,
 Mr. Davis,
 Mr. Harker,
 Mr. McDougall,
 Dr. Evans } (*Tellers.*)
 Mr. Smith }

Nocs, 12.

Mr. Rutledge,
 Mr. Myles,
 Mr. McCulloch,
 Mr. Hammill,
 Mr. Griffith,
 Mr. Goodman,
 Mr. Hughes,
 Mr. D. S. Campbell,
 Capt. Anderson,
 Mr. J. B. Were,
 Mr. Embling } (*Tellers.*)
 Mr. Greeves }

4. **CUSTOMS LAWS CONSOLIDATION BILL.**—Mr. Childers was proceeding to move for leave to introduce a Bill to consolidate the Laws relating to the Customs, when a point of order was raised by Mr. Gavan Duffy, that as the Bill affected Trade it ought to be introduced on a Resolution of a Committee of the whole Assembly.
 Debate having ensued, the Speaker ruled that Bills affecting or relating to Trade ought to be introduced in Committee of the whole Assembly.
 Mr. Childers then moved for and having obtained leave to introduce a Bill to consolidate the Laws relating to the Customs, brought up a Bill, intituled, "*A Bill to consolidate the Laws relating to the Customs,*" and moved that it be now read a first time.
 Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Thursday, 11th December instant.
5. **PATENTS BILL.**—Mr. Fellows having moved for and obtained leave to introduce a Bill concerning Letters Patent for Inventions, brought up a Bill, intituled, "*A Bill concerning Letters Patent for Inventions,*" and moved that it be now read a first time.
 Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 17th December instant.
6. **LIBRARY COMMITTEE.**—Mr. Stawell, on behalf of Mr. Haines, moved, pursuant to notice given by Mr. Haines, That the following Members do form the Library Committee for the present Session, and that they have power to confer with the Library Committee to be appointed by the Legislative Council, viz.:—The Speaker, Mr. Colin Campbell, Mr. Childers, Dr. Evans, Mr. Greaves, Mr. Griffith, Mr. Michie, and the Mover.
 Question—put and passed.
7. **CENSUS BILL.**—Mr. Stawell having, pursuant to notice given by Mr. Haines, moved for and obtained leave to bring in a Bill for taking an account of the Population, brought up a Bill, intituled, "*A Bill for taking an account of the Population,*" and moved that it be now read a first time.
 Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time, Wednesday, 10th December instant.
8. **POSTPONEMENT OF ORDER OF THE DAY.**—On the motion of Mr. Stawell, the Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 10th December instant.
"Electoral Act Amendment Bill—Second reading."
9. **RESTORATION OF PEACE.—ADDRESS TO THE QUEEN.**—The Order of the Day for the consideration of the Report from the Select Committee of the Assembly on this subject having been read—On the motion of Captain Pasley, the Report was read by the Clerk.
 Captain Pasley then moved, That the following Address to Her Most Gracious Majesty the Queen be now adopted by the Assembly:—

TO HER MOST GRACIOUS MAJESTY THE QUEEN.

We, Your Majesty's dutiful and loyal subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to offer to Your Majesty our sincere congratulations on the re-establishment of "Peace," on terms honorable to Your Majesty's Crown, and satisfactory to the nation.

Sincerely deploring the loss of so many of our brave countrymen and allies who have fallen during the war, we humbly beg to express our hope that the Peace which has now been happily concluded may long remain uninterrupted, and that Your Majesty's subjects in all parts of Your dominions may enjoy that prosperity and make that progress in civilization which cannot fail to be promoted by friendly and cordial intercourse between nations.

Mr. Greaves moved, as an amendment, That all the words in the first paragraph after the word "Peace," be omitted from the Address.

Debate ensued.

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

Question—That the following Address to Her Most Gracious Majesty the Queen, viz.—

TO HER MOST GRACIOUS MAJESTY THE QUEEN.

We, Your Majesty's dutiful and loyal subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to offer to Your Majesty our sincere congratulations on the re-establishment of Peace, "on terms honorable to Your Majesty's Crown, and satisfactory to the nation."

Sincerely deploring the loss of so many of our brave countrymen and allies who have fallen during the war, we humbly beg to express our hopes that the Peace which has now been happily concluded may long remain uninterrupted, and that Your Majesty's subjects in all parts of Your dominions may enjoy that prosperity and make that progress in civilization which cannot fail to be promoted by friendly and cordial intercourse between nations—be adopted—put and passed.

Captain Pasley then moved, That an Address be presented to His Excellency the Officer administering the Government, requesting His Excellency to forward the above Address to the Right Honorable the Secretary of State for the Colonies, for presentation to Her Majesty.

Question—put and passed.

10. **WRITTEN OBSERVATIONS.**—Mr. Wills moved, pursuant to notice, That the inductors of bills, motions, or resolutions in this Assembly shall be permitted the use of written observations; such indulgence as to time to be confined within reasonable limits.
Debate ensued.
Motion, by leave, withdrawn.
11. **POSTPONEMENT OF NOTICE OF MOTION.**—Mr. O'Brien postponed the motion standing in his name, No. 2 on the Notice Paper of to-day, until Wednesday, 10th December instant.
12. **SUMMARY CONVICTIONS.**—Mr. Baragwanath moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Officer administering the Government, requesting His Excellency to lay on the Table of the Assembly, a Return of Summary Convictions by Justices of the Peace of Victoria where imprisonment with hard labor has been awarded, and how such prisoners are and have been employed.
Debate ensued.
Question—put and passed.
Assembly adjourned at a quarter to six o'clock until four o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 4TH DECEMBER.

Government Business:—

1. **CAPT. CLARKE:** To ask leave to introduce a Bill for the alienation and management of Crown Lands.
2. **MR. CHILDERS:** To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.
3. **MR. SLADEN:** To call the attention of the House to the Financial Condition of the Country.
4. **CAPT. CLARKE:** To ask for leave to bring in a Bill for better promoting the Public Health.

General Business:—

1. **MR. FOSTER:** To ask:
 - (1.) What amount of salary and allowances has been drawn by His Excellency Sir C. Hotham, as Governor of this Colony, from the date of his arrival.
 - (2.) Whether any account has ever been rendered or demanded of the sum of £5000 per annum, allotted in Schedule D of Constitution Act, for the support of His Excellency's staff, repairs of Government House, &c.
 - (3.) Whether any of this sum was appropriated towards defraying the expenses incurred at Toorak.
 - (4.) The same questions as to the sums received and accounted for by the present Governor His Excellency Major-General Macarthur.
2. **MR. SYME:** To ask the Chief Secretary when the Report of the Mining Commission will be laid on the Table of the House.
3. **MR. BARAGWANATH:** To ask the Chief Secretary if the Government intend placing on the Estimates a sum for procuring a Government Assayer.

NOTICES OF MOTION:—

1. **MR. HORNE:** To move for leave to introduce a Bill to enable the assignment of choses in action without power of attorney.
2. **MR. BARAGWANATH:** To move for a Committee to inquire into and report upon the working of the present Postal System in country districts throughout Victoria. Such Committee to consist of Mr. Haines, Mr. Horne, Mr. King, Mr. Duffy, Mr. Grant, Mr. Snodgrass, and the Mover.

FRIDAY, 5TH DECEMBER.

1. **MR. KING:** To ask the Honorable Commissioner of Public Works whether any attempt has been made to form a wooden tram road, suitable to the vehicles in ordinary use in Victoria, and contingent on such road or portion of road having been constructed, to lay on the Table the plans and specifications of the one most approved.
2. **MR. HUGHES:** To ask the Honorable the Surveyor General—
 - (1.) What steps have been taken to utilise the Coal Fields of this Colony.
 - (2.) What applications, in writing or otherwise, have been made to the Government since separation, for permission or facilities to work such Coal Fields by private enterprise.
 - (3.) Whether any and what measures are in contemplation by the Government for the working of the Coal Mines of the Colony.
3. **MR. MYLES:** To ask the Attorney General, under what authority are certain persons engaged, or reputed to be engaged, in preparing for the taking of a Census of the inhabitants of Victoria; also, is it the intention of the Government to ask Legislative authority for the purpose of taking a Census of the inhabitants of Victoria.
4. **MR. McCULLOCH:** To ask the Honorable the Commissioner of Trade and Customs what arrangement it is proposed to make with the Government of South Australia with reference to the Importation of Dutiable Goods into this Colony *via* the River Murray.

NOTICES OF MOTION:—

1. MR. WILLS: To move,
 - (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humeffray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.
2. MR. HUMEFFRAY: To move, for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballaarat.
3. MR. GAVAN DUFFY: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
4. MR. FOSTER: To move for a return of the correspondence between the Honorable the Commissioner of Public Works and the Municipal Council of Williamstown, relative to a supply of water to that township, also of the Report of the President of the Water and Sewerage Commission as to the practicability of such water supply.
5. MR. HARKER: To move,
 - (1.) For a return of all premises in the City of Melbourne rented by the Government for public offices, where they are situated, and for what purpose used.
 - (2.) For a return, shewing from whom the different premises are rented, the rent paid for each, when the tenancy commenced, and when it does or may expire.
6. MR. GRANT: To move, That an Address be presented to His Excellency the Acting Governor, praying that His Excellency will be pleased to lay on the Table of this House, a return of—
 - (1.) The number of Civil Causes entered for trial in the Supreme Court at Melbourne, from the 1st January, 1853, to 1st December, 1856.
 - (2.) The total amount paid into the Prothonotary's Office as Jury Fees on said causes.
 - (3.) The number of said causes not tried, and the amount of Jury Fees paid thereon.
 - (4.) The amount paid to persons serving on Juries for trial of Civil Causes during said period.
7. MR. GRANT: To move for leave to bring in a Bill to make Powers of Attorney valid in certain cases.
8. MR. SNODGRASS: To move for a return of the number of Public Pounds established in the Colony since the 30th November, 1854, up to the 30th November, 1856, the amount of fees received at each Pound and amount retained by each Poundkeeper, the amount paid by various Poundkeepers into the Treasury, the amount recovered by claimants under the Impounding Act, and a statement of the sums handed over to the several Charitable Institutions, together with the names or description of the same; the amount paid to Poundkeepers as salary since the passing of the present Act.
9. MR. SYME: To move,
 - (1.) For a return of copies of all correspondence relative to the appointment of additional polling places in the District of the Loddon, during the late election.
 - (2.) Copy of the instructions issued to the returning officer in the County of Talbot, with respect to receiving the votes of electors out of the division in which they were registered, together with a copy of the instructions issued to the returning officer in the District of the Loddon on the same subject.

TUESDAY, 9TH DECEMBER.

NOTICES OF MOTION:—

1. MR. LALOR: To move for leave to bring in a Bill for the better prevention of the crime of horsetealing.
2. MR. HUGHES: To move for a return of the quantity and value of coal imported annually, since separation, into this Colony, distinguishing the places from which it has been imported.

3. MR. BROOKE: To move, That, as an essential preliminary to legislation on the subject of railway communication, a Select Committee be appointed to consider the question in all its bearings; to examine the plans and estimates prepared by the direction of Government, and to report thereon to this House. That, for the purposes of their inquiry, the Committee be empowered to call for papers and take such evidence, professional or otherwise, as they may deem necessary to effectually secure the object of their investigation. That such Committee consist of the following Members:—The Honorable the Chief Secretary, the Honorable the Commissioner of Public Works, the Honorable the Surveyor General, Mr. O'Shanassy, Mr. Goodman, Mr. Foster, Mr. Greeves, Mr. Moore, Mr. Horne, Mr. Pyke, Mr. Fyfe, and the Mover.
4. MR. RUTHERFORD: To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House, a statement of the amount of money expended in the Counties of Grenville and Polworth in the making of roads, bridges, and other public works, up to the 1st December, 1856.
5. MR. HUGHES: To move for copies of all plans, specifications, estimates, correspondence, minutes, or documents relating to the proposed bridge proclaimed as to be erected over the Yarra, connecting Emerald Hill with Spencer-street.

ORDERS OF THE DAY:—

1. BANKERS DRAFTS LAW AMENDMENT BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

WEDNESDAY, 10TH DECEMBER.

Government Business:—

ORDERS OF THE DAY:—

1. CENSUS BILL.—Second reading.
2. ELECTORAL ACT AMENDMENT BILL.—Second reading.

General Business:—

NOTICES OF MOTION:—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
2. MR. O'BRIEN: To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.

THURSDAY, 11TH DECEMBER.

Government Business:—

ORDER OF THE DAY:—

- 1 CUSTOMS LAWS CONSOLIDATION BILL.—Second reading.

TUESDAY, 16TH DECEMBER.

NOTICE OF MOTION:—

1. DR. EMBLING: To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.

ORDERS OF THE DAY:—

1. EVIDENCE LAW AMENDMENT BILL.—Second reading.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

WEDNESDAY, 17th DECEMBER.

Government Business:—

ORDER OF THE DAY:—

1. PATENTS BILL.—Second reading.

56

MEETING

OF

SELECT COMMITTEE.

Wednesday, 10th December, 1856.

STANDING ORDERS—at 2 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

THURSDAY, 4TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The following Papers were by command of His Excellency the Officer administering the Government presented as under :—
 - By Capt. Clarke :—
 - Murray River District.—Report on the Murray River District, in reference to its geology, soil, prospective resources, proposed means of inter-communication, &c.
 - Snapper Point.—Report on the projected harbor and jetty at Snapper Point, Mount Eliza.
 - By Mr. Stawell :—
 - Transportation.—Despatch from Major-General Macarthur to the Secretary of State, relative to transportation.
 - By Mr. Childers :—
 - War with Russia.—Copy despatch from the Secretary of State dated 23rd April, 1856, in reply to addresses to the Queen and Emperor of the French, from the late Legislative Council, on the success of the Allied Forces during the war with Russia.

Severally ordered to lie on the table.
3. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Childers postponed the motion standing in his name, No. 2 on the Notice Paper of to-day, until Wednesday, 10th December instant.
4. FINANCIAL CONDITION OF THE COUNTRY.—Mr. Sladen was, pursuant to notice, proceeding to call the attention of the House to the Financial Condition of the Country, when a point of order was raised by Mr. Michie, that the statement should be made in Committee of the whole Assembly.

Debate having ensued, Mr. Speaker ruled that according to the practice recently observed in the Commons House of Parliament of Great Britain, such statement should be made in Committee of the whole House.

Mr. Sladen therefore moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole, to enable him to call attention to the Financial Condition of the Country.

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

The Chairman having reported that the Committee recommended that the Estimates of Income and Expenditure for the year 1857 be printed, the Assembly adopted such Report, and leave was given to the Committee to sit again Thursday, 11th December instant.
5. POSTPONEMENT OF NOTICE OF MOTION.—Capt. Clarke postponed the motion standing in his name, No. 4, on the Notice Paper of to-day, until Thursday, 11th December instant.
6. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The following members of "*The Committee of Elections and Qualifications*," viz. :—
 - Charles Gavan Duffy, Esquire,
 - Thomas Howard Fellows, Esquire,
 - George Harker, Esquire,
 - Archibald Michie, Esquire, and
 - Vincent Pyke, Esquire,

Were, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly, and the Speaker appointed that the first meeting of the Committee do take place in the Northern Division Lobby of the Assembly at twelve o'clock on Wednesday, the 10th day of December instant.
7. CHOSSES IN ACTION BILL.—Mr. Horne having, pursuant to notice, moved for and obtained leave to bring in a Bill to enable the assignment of Choses in Action without Powers of Attorney, brought up a Bill, intituled, "*A Bill to enable the assignment of Choses in Action without Powers of Attorney*," and moved that it be now read a first time.

Question—put and passed.—Bill read a first time.—Odered to be printed, and read a second time, Thursday, 11th December instant.

8. **POSTAL SYSTEM.**—Mr. Baragwanath moved, pursuant to *amended* notice, That a Committee be appointed to inquire into and report upon the working of the present Postal System in country districts throughout Victoria, such Committee to consist of Mr. Sladen, Mr. Horne, Mr. King, Mr. Duffy, Mr. Grant, Mr. Snodgrass, Mr. Greeves, and the Mover.

Question—put and passed.

Assembly adjourned at twenty-eight minutes to seven o'clock until twelve o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 5TH DECEMBER.

1. **MR. KING:** To ask the Honorable Commissioner of Public Works whether any attempt has been made to form a wooden tram road, suitable to the vehicles in ordinary use in Victoria, and contingent on such road or portion of road having been constructed, to lay on the Table the plans and specifications of the one most approved.
2. **MR. HUGHES:** To ask the Honorable the Surveyor General—
 - (1.) What steps have been taken to utilise the Coal Fields of this Colony.
 - (2.) What applications, in writing or otherwise, have been made to the Government since separation, for permission or facilities to work such Coal Fields by private enterprise.
 - (3.) Whether any and what measures are in contemplation by the Government for the working of the Coal Mines of the Colony.
3. **MR. MYLES:** To ask the Attorney General, under what authority are certain persons engaged, or reputed to be engaged, in preparing for the taking of a Census of the inhabitants of Victoria; also, is it the intention of the Government to ask Legislative authority for the purpose of taking a Census of the inhabitants of Victoria.
4. **MR. McCULLOCH:** To ask the Honorable the Commissioner of Trade and Customs what arrangement it is proposed to make with the Government of South Australia with reference to the Importation of Dutiable Goods into this Colony *via* the River Murray.
5. **MR. WILLS:** To ask the Honorable the Surveyor General for an explanation of the motive of the Executive in departing from the wholesome rule of submitting the lands of this Province for sale at the city or town to which they immediately approximate, in the case of those advertised in the *Government Gazette* for the 29th December instant, at Gorroek-burkghap and Parwan, amounting respectively to 7975 and 2692 acres, such lands being, according to proclamation, 40 miles from Melbourne, and by Government map but 26 miles from Geelong, and generally within the County of South Grant; also the motive for a departure from the system formerly pursued, in neglecting to append to each portion of land advertised, a description of its quality as regards its fitness for arable or other purposes; such departure from previous custom being opposed to the interests of persons wishing to invest in public lands, and in its consequence injurious to the State.
6. **MR. SARGOOD:** To ask the Honorable the Commissioner of Public Works whether it is the intention of the Government to render any assistance, during this summer, to the populous districts of St. Kilda and Prahran, by the erection of a Pier at the former place for the landing of building materials and goods generally.
7. **MR. FOSTER:** To ask:
 - (1.) What amount of salary and allowances has been drawn by His Excellency Sir C. Hotham, as Governor of this Colony, from the date of his arrival.
 - (2.) Whether any account has ever been rendered or demanded of the sum of £5000 per annum, allotted in Schedule D of Constitution Act, for the support of His Excellency's staff, repairs of Government House, &c.
 - (3.) Whether any of this sum was appropriated towards defraying the expenses incurred at Toorak.
 - (4.) The same questions as to the sums received and accounted for by the present Governor His Excellency Major-General Macarthur.

NOTICES OF MOTION:—

1. **MR. WILLS:** To move,
 - (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.

- (4.) That the rules aforesaid of debiting, excusing, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humffray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.
2. MR. HUMFFRAY: To move for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballaarat.
3. MR. GAVAN DUFFY: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
4. MR. FOSTER: To move for a return of the correspondence between the Honorable the Commissioner of Public Works and the Municipal Council of Williamstown, relative to a supply of water to that township, also of the Report of the President of the Water and Sewerage Commission as to the practicability of such water supply.
5. MR. HARKER: To move,
(1.) For a return of all premises in the City of Melbourne rented by the Government for public offices, where they are situated, and for what purpose used.
(2.) For a return, shewing from whom the different premises are rented, the rent paid for each, when the tenancy commenced, and when it does or may expire.
6. MR. GRANT: To move, That an Address be presented to His Excellency the Acting Governor, praying that His Excellency will be pleased to lay on the Table of this House, a return of—
(1.) The number of Civil Causes entered for trial in the Supreme Court at Melbourne, from the 1st January, 1853, to 1st December, 1856.
(2.) The total amount paid into the Prothonotary's Office as Jury Fees on said causes.
(3.) The number of said causes not tried, and the amount of Jury Fees paid thereon.
(4.) The amount paid to persons serving on Juries for trial of Civil Causes during said period.
7. MR. GRANT: To move for leave to bring in a Bill to make Powers of Attorney valid in certain cases.
8. MR. SNODGRASS: To move for a return of the number of Public Pounds established in the Colony since the 30th November, 1854, up to the 30th November, 1856, the amount of fees received at each Pound and amount retained by each Poundkeeper, the amount paid by various Poundkeepers into the Treasury, the amount recovered by claimants under the Impounding Act, and a statement of the sums handed over to the several Charitable Institutions, together with the names or description of the same; the amount paid to Poundkeepers as salary since the passing of the present Act.
9. MR. SYME: To move,
(1.) For a return of copies of all correspondence relative to the appointment of additional polling places in the District of the Loddon, during the late election.
(2.) Copy of the instructions issued to the returning officer in the County of Talbot, with respect to receiving the votes of electors out of the division in which they were registered, together with a copy of the instructions issued to the returning officer in the District of the Loddon on the same subject.

TUESDAY, 9TH DECEMBER.

1. MR. SYME: To ask the Attorney General to state the nature of the arrangements made with Mr. Travers Adamson for editing the Acts of Council.
2. MR. BARAGWANATH: To ask the Chief Secretary if the Government intend placing on the Estimates a sum for procuring a Government Assayer.

NOTICES OF MOTION:—

1. MR. LALOR: To move for leave to bring in a Bill for the better prevention of the crime of horsetealing.
2. MR. HUGHES: To move for a return of the quantity and value of coal imported annually, since separation, into this Colony, distinguishing the places from which it has been imported.
3. MR. BROOKE: To move, That, as an essential preliminary to legislation on the subject of railway communication, a Select Committee be appointed to consider the question in all its bearings; to examine the plans and estimates prepared by the direction of Government, and to report thereon to this House. That, for the purposes of their inquiry, the Committee be empowered to call for papers and take such evidence, professional or otherwise, as they may deem necessary to effectually secure the object of their investigation. That such Committee consist of the following Members:—The Honorable the Chief Secretary, the Honorable the Commissioner of Public Works, the Honorable the Surveyor General, Mr. O'Shanassy, Mr. Goodman, Mr. Foster, Mr. Greeves, Mr. Moore, Mr. Horne, Mr. Pyke, Mr. Fyfe, and the Mover.

4. MR. RUTHERFORD: To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House, a statement of the amount of money expended in the Counties of Grenville and Polworth in the making of roads, bridges, and other public works, up to the 1st December, 1856.
5. MR. HUGHES: To move for copies of all plans, specifications, estimates, correspondence minutes, or documents relating to the proposed bridge proclaimed as to be erected over the Yarra, connecting Emerald Hill with Spencer-street.
6. MR. PYKE: To move, That an address be presented to His Excellency, praying that His Excellency will be pleased to cause a sum to be placed on the Estimates for the purpose of providing competent interpreters of the Chinese language, who shall be of European birth or extraction, to officiate in the Courts of Justice in this Colony.
7. MR. GAVAN DUFFY: To move,
 - (1.) That it be referred to the Library Committee to take measures for having the Division Lobbies fitted up as writing rooms for the use of members.
 - (2.) That in each Lobby a Post Box be placed to receive stamped Letters, and that a Bag containing such Letters be sent from this House to the General Post Office immediately before the despatch of each mail, the Committee ascertaining from the Postmaster General the latest hours respectively at which he can conveniently receive such bags, and ordering the information to be posted up in the writing rooms.
 - (3.) That all newspapers published in the Colony of Victoria, a selection of the newspapers published in the other Australian Colonies, and at least one leading journal from every British Colony possessing a free parliament, be ordered for the use of such writing rooms, and filed for reference.
 - (4.) That it be a further instruction to the Library Committee to prepare and lay before the House a list of such European and American journals and periodicals as they may deem suitable to be ordered for the use of such writing rooms.
8. MR. SLADEN: To move,
 - (1.) That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
 - (2.) That in lieu of the fee of £100, now payable on the Registration of Spirit Merchants there be paid the sum of £25 on the License of every Spirit Merchant, and the sum of £10 on the License of every Brewer or wholesale Dealer in Fermented Liquor, for the year 1857.
 - (3.) And in lieu of the fees of £100 and £50, now payable on the Licenses of Auctioneers, there be paid a fee of £25 on every such License for the year 1857.
 - (4.) And in lieu of the fees of £300 and £450 now payable annually on the licenses of bonded warehouses, there be paid a fee, for the year 1857, at the rate of £50 for every 1000 tons of the capacity of each warehouse, but so that the minimum fee shall be £100.
 - (5.) And that Bills should be brought in for these purposes, and to amend the laws now in force relating to the Consolidation of the Customs,—to Auctioneers,—and to the Registration of Spirit Merchants.
9. MR. CHILDERS: To move that the House resolve itself into a Committee of the whole for the purpose of considering the propriety of amending the 3rd and 4th sections of the Act, 18 Victoria No. 39, intituled, "*An Act to make provision for certain Immigrants.*"
10. MR. GAVAN DUFFY: To move, That the Library Committee be empowered to take the necessary measures for procuring the Acts, Journals, Reports, Records, and Publications of such National and Colonial Legislatures as they may consider necessary for the use of the Library, and that the Speaker be requested to communicate, in the name of this House, with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape, Jamaica, New Zealand, New South Wales, South Australia and Tasmania, requesting an exchange of Parliamentary Papers for the future.

ORDERS OF THE DAY:—

1. BANKERS DRAFTS LAW AMENDMENT BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

WEDNESDAY, 10TH DECEMBER.

Government Business:—

1. MR. CHILDERS: To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.

ORDERS OF THE DAY:—

1. CENSUS BILL.—Second reading.
2. ELECTORAL ACT AMENDMENT BILL.—Second reading.

General Business :—

NOTICES OF MOTION :—

1. MR. GREEVES : To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
2. MR. O'BRIEN : To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.

THURSDAY, 11TH DECEMBER.

Government Business :—

1. CAPT. CLARKE : To ask for leave to bring in a Bill for better promoting the Public Health.

ORDER OF THE DAY :—

1. CUSTOMS LAWS CONSOLIDATION BILL.—Second reading.
2. FINANCIAL CONDITION OF THE COUNTRY.—To be further considered in Committee.

General Business :—

ORDER OF THE DAY :—

1. CHOSSES IN ACTION BILL.—Second reading.

TUESDAY, 16TH DECEMBER.

NOTICE OF MOTION :—

1. DR. EMBLING : To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.

ORDERS OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—Second reading.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

WEDNESDAY, 17th DECEMBER.

Government Business :—

ORDER OF THE DAY :—

1. PATENTS BILL.—Second reading.

MEETINGS

OF

SELECT COMMITTEES.

Tuesday, 9th December.

KELLY'S LAND CLAIM—at 12 o'clock.

Wednesday, 10th December.

ELECTION COMMITTEE—at 12 o'clock.

STANDING ORDERS—at 2 o'clock.

Thursday, 11th December.

POSTAL SYSTEM—at 12 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 10.

FRIDAY, 5TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Childers presented to the Assembly, pursuant to 17 Victoria No. 22, the undermentioned Paper, viz. :—
Electric Telegraph.—Regulations and Charges in the Department of the Electric Telegraph.
Ordered to be printed.
Mr. Sladen presented to the Assembly, pursuant to Act 16 Victoria No. 37, the undermentioned Paper, viz. :—
Savings' Bank Statements and Returns.
Ordered to be printed.
3. POSTPONEMENT OF NOTICES OF MOTION.—The following motions were postponed as under—
No. 1. By Mr. Snodgrass, on behalf of Mr. Wills, until Wednesday, 10th December instant.
No. 2. By Mr. Pyke, on behalf of Mr. Humffray; and
No. 3. By Mr. Gavan Duffy, until Friday, 12th December instant.
4. WATER SUPPLY, WILLIAMSTOWN.—Mr. Foster moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Officer Administering the Government, requesting His Excellency to lay on the Table of this House a return of the correspondence between the Honorable the Commissioner of Public Works and the Municipal Council of Williamstown, relative to a supply of water to that township, also of the Report of the President of the Water and Sewerage Commission as to the practicability of such water supply.
Question—put and passed.
5. RENTS OF GOVERNMENT OFFICES.—Mr. Harker moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Officer administering the Government, requesting His Excellency to lay on the Table of this House—
(1.) A return of all premises in the City of Melbourne rented by the Government for public offices, where they are situated, and for what purpose used.
(2.) A return, shewing from whom the different premises are rented, the rent paid for each, when the tenancy commenced, and when it does or may expire.
Question—put and passed.
6. JURORS FEES.—Mr. Grant moved, pursuant to notice, That an Address be presented to His Excellency the Acting Governor, praying that His Excellency will be pleased to lay on the Table of this House, a return of—
(1.) The number of Civil Causes entered for trial in the Supreme Court at Melbourne, from the 1st January, 1853, to 1st December, 1856.
(2.) The total amount paid into the Prothonotary's Office as Jury Fees on said causes.
(3.) The number of said causes not tried, and the amount of Jury Fees paid thereon.
(4.) The amount paid to persons serving on Juries for trial of Civil Causes during said period.
Debate ensued.
Question—put and passed.
7. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Grant postponed the motion standing in his name, No. 7, on the Notice Paper of to-day until Tuesday, 9th December instant.
8. POUNDS.—Mr. Snodgrass moved, pursuant to *amended* notice, for a return of the number of Public Pounds established in the Colony since the 30th November, 1854, up to the 30th November, 1856, the situation of each Pound in the Colony, the scale of sustenance fees at present in force at each Pound, the amount of fees received at each Pound, and amount retained by each Poundkeeper, the amount paid by various Poundkeepers into the Treasury, the amount recovered by claimants under the Impounding Act, and a statement of the sums handed over to the several Charitable Institutions, together with the names or description of the same; the amount paid to Poundkeepers as salary since the passing of the present Act.
Debate ensued.
Question—put and passed.

9. LODDON POLLING PLACES.—Mr. Syme moved, pursuant to notice—
- (1.) For a return of copies of all correspondence relative to the appointment of additional polling places in the District of the Loddon, during the late election.
 - (2.) Copy of the instructions issued to the returning officer in the County of Talbot, with respect to receiving the votes of electors out of the division in which they were registered, together with a copy of the instructions issued to the returning officer in the District of the Loddon on the same subject.
- Question—put and passed.

Assembly adjourned at twenty-one minutes to two o'clock until four o'clock on Tuesday next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 9TH DECEMBER.

1. MR. SYME : To ask the Attorney General to state the nature of the arrangements made with Mr. Travers Adamson for editing the Acts of Council.
2. MR. BARAGWANATH : To ask the Chief Secretary if the Government intend placing on the Estimates a sum for procuring a Government Assayer.
3. DR. EMBLING : To ask if the Government contemplate making any provision for Public Baths for the City of Melbourne.
4. MR. FOSTER : To ask, has the Ministry any reason to suppose that the Imperial Government will assent to the proposal that the pay of six companies of the 40th Regiment should be charged on Imperial funds, such proposal being contrary to their recent practice.
5. MR. O'SHANASSY—*Contingent on Mr. Foster's question about the military being answered* : To ask the Chief Secretary whether any arrangements have been made with the Home Government, other than those existing, in reference to the proposed design by them for diminishing the pay now received from the revenues of this country.
6. MR. HUGHES : To ask the Honorable the Commissioner of Public Works whether it is the intention of the Government to bring forward in this Session any scheme for the construction of Railways, and if so, whether any scheme of finance has been determined on by the Government.
7. MR. PHELAN : To ask the Surveyor General if it is the intention of the Government to place a sum of money on the Estimates of the year 1857 for the purpose of establishing Agricultural Schools in this country.
8. MR. PHELAN : To ask the Chairman of the Central Road Board, whether contracts have been entered into for the maintenance of the Mount Alexander Road from Melbourne to Gisborne, and if such contracts have been entered into, how it is that they are not carried out.
9. MR. GAVAN DUFFY : To ask the Treasurer whether any sum was paid to the representatives of the late Governor after His Excellency's death on account of his salary or allowances under the Constitution Act.

NOTICES OF MOTION :—

1. MR. LALOR : To move for leave to bring in a Bill for the better prevention of the crime of horsetealing.
2. MR. HUGHES : To move for a return of the quantity and value of coal imported annually, since separation, into this Colony, distinguishing the places from which it has been imported.
3. MR. BROOKE : To move, That, as an essential preliminary to legislation on the subject of railway communication, a Select Committee be appointed to consider the question in all its bearings; to examine the plans and estimates prepared by the direction of Government, and to report thereon to this House. That, for the purposes of their inquiry, the Committee be empowered to call for papers and take such evidence, professional or otherwise, as they may deem necessary to effectually secure the object of their investigation. That such Committee consist of the following Members :—The Honorable the Chief Secretary, the Honorable the Commissioner of Public Works, the Honorable the Surveyor General, Mr. O'Shanassy, Mr. Goodman, Mr. Foster, Mr. Greeves, Mr. Moore, Mr. Horne, Mr. Pyke, Mr. Fyfe, and the Mover.
4. MR. RUTHERFORD : To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will cause to be laid on the Table of this House, a statement of the amount of money expended in the Counties of Grenville and Polworth in the making of roads, bridges, and other public works, up to the 1st December, 1856.
5. MR. HUGHES : To move for copies of all plans, specifications, estimates, correspondence minutes, or documents relating to the proposed bridge proclaimed as to be erected over the Yarra, connecting Emerald Hill with Spencer-street.

6. MR. PYKE: To move, That an address be presented to His Excellency, praying that His Excellency will be pleased to cause a sum to be placed on the Estimates for the purpose of providing competent interpreters of the Chinese language, who shall be of European birth or extraction, to officiate in the Courts of Justice in this Colony.
7. MR. GAVAN DUFFY: To move,
- (1.) That it be referred to the Library Committee to take measures for having the Division Lobbies fitted up as writing rooms for the use of members.
 - (2.) That in each Lobby a Post Box be placed to receive stamped Letters, and that a Bag containing such Letters be sent from this House to the General Post Office immediately before the despatch of each mail, the Committee ascertaining from the Postmaster General the latest hours respectively at which he can conveniently receive such bags, and ordering the information to be posted up in the writing rooms.
 - (3.) That all newspapers published in the Colony of Victoria, a selection of the newspapers published in the other Australian Colonies, and at least one leading journal from every British Colony possessing a free parliament, be ordered for the use of such writing rooms, and filed for reference.
 - (4.) That it be a further instruction to the Library Committee to prepare and lay before the House a list of such European and American journals and periodicals as they may deem suitable to be ordered for the use of such writing rooms.
8. MR. SLADEN: To move,
- (1.) That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
 - (2.) That in lieu of the fee of £100, now payable on the Registration of Spirit Merchants there be paid the sum of £25 on the License of every Spirit Merchant, and the sum of £10 on the License of every Brewer or wholesale Dealer in Fermented Liquor, for the year 1857.
 - (3.) And in lieu of the fees of £100 and £50, now payable on the Licenses of Auctioncers, there be paid a fee of £25 on every such License for the year 1857.
 - (4.) And in lieu of the fees of £300 and £450 now payable annually on the licenses of bonded warehouses, there be paid a fee, for the year 1857, at the rate of £50 for every 1000 tons of the capacity of each warehouse, but so that the minimum fee shall be £100.
 - (5.) And that Bills should be brought in for these purposes, and to amend the laws now in force relating to the Consolidation of the Customs,—to Auctioneers,—and to the Registration of Spirit Merchants.
9. MR. CHILDERS: To move that the House resolve itself into a Committee of the whole for the purpose of considering the propriety of amending the 3rd and 4th sections of the Act, 18 Victoria No. 39, intituled, "*An Act to make provision for certain Immigrants.*"
10. MR. GAVAN DUFFY: To move, That the Library Committee be empowered to take the necessary measures for procuring the Acts, Journals, Reports, Records, and Publications of such National and Colonial Legislatures as they may consider necessary for the use of the Library, and that the Speaker be requested to communicate, in the name of this House, with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape, Jamaica, New Zealand, New South Wales, South Australia and Tasmania, requesting an exchange of Parliamentary Papers for the future.
11. MR. GREEVES: To move for a Copy of the Despatches of the Governor, Nos. 43 and 44, of 15th April, relating to the Act to continue the Act to prevent the influx of criminals into Victoria.
12. MR. HUGHES: To move for the appointment of a Committee to consider and report upon the best mode of utilising the Coal Fields of this Colony, such Committee to consist of The Honorable the Surveyor General, Mr. Horne, Mr. Moore, Mr. O'Shanassy, Mr. Hammill, and the Mover.
13. MR. O'SHANASSY: To move for the following Returns, viz. :—
- (1.) The number of miles of road made in Victoria, and the cost.
 - (2.) The number of miles in process of formation, and the proposed cost.
 - (3.) The number of bridges, showing those of stone, iron (if any), and wood, with the separate cost, and the gross total.
 - (4.) The number of bridges in process of erection, shewing the separate and gross cost.
14. MR. GRANT: To move for leave to bring in a Bill to make Powers of Attorney valid in certain cases.

ORDERS OF THE DAY:—

1. BANKERS DRAFTS LAW AMENDMENT BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

WEDNESDAY, 10TH DECEMBER.

Government Business:—

1. MR. CHILDERS: To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.

ORDERS OF THE DAY :—

1. CENSUS BILL.—Second reading.
2. ELECTORAL ACT AMENDMENT BILL.—Second reading.

General Business :—

NOTICES OF MOTION :—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
2. MR. O'BRIEN: To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.
3. MR. WILLS: To move,
 - (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humffray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.

THURSDAY, 11TH DECEMBER.

Government Business :—

1. CAPT. CLARKE: To ask for leave to bring in a Bill for better promoting the Public Health.
2. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDER OF THE DAY :—

1. CUSTOMS LAWS CONSOLIDATION BILL.—Second reading.
2. FINANCIAL CONDITION OF THE COUNTRY.—To be further considered in Committee.

General Business :—

ORDER OF THE DAY :—

1. CHOSES IN ACTION BILL.—Second reading.

FRIDAY, 12TH DECEMBER.

NOTICES OF MOTION :—

1. CAPT. PASLEY: To move,
 - (1.) That a Select Committee be appointed to consider and report on the best mode of providing such further accommodation, whether temporary or permanent, as may be required in the new Houses of Parliament, and the nature of the decorations most suitable both for the exterior and interior of the building.
 - (2.) That the Committee be empowered to call for persons and papers, and to take such evidence as they may think proper.
 - (3.) That such Committee consist of the following gentlemen, viz.: the Speaker, Messrs. Moore, O'Shanassy, Clarke, Pyke, Greeves, Foster, Duffy, Griffith, Goodman, and the Mover.
2. MR. GAVAN DUFFY: To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.

3. **MR. FYFE**: To move for the following Returns, namely :—
- (1.) The number of Crown Grants issued during the year 1855, the cost of preparing such Grants, and the amount received for the same.
 - (2.) The fees received for the registration of Title Deeds.
 - (3.) The fees received for the registration of other papers or documents.
 - (4.) The amount of fees paid in connexion with the Supreme Court in civil cases.
 - (5.) The amount of fees paid into the Insolvent Court, and the mode of appropriating such fees.
4. **MR. HUMFFRAY**: To move for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballarat.
5. **MR. GAVAN DUFFY**: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.

TUESDAY, 16TH DECEMBER.

NOTICES OF MOTION :—

1. **DR. EMBLING**: To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.
2. **MR. SARGOOD**: To move for a Return of all Public Lands which have been alienated for Religious purposes in Melbourne and Geelong respectively; shewing
 - (1.) The date of the Government grant, the area, the locality, to what denomination.
 - (2.) Have any such lands been used otherwise than for strictly religious purposes? If so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent or rents or bonus, for what term.
 - (3.) A statement showing the appropriation of such rents or bonus, whether on churches or chapels, ministers' houses or other purposes, distinguishing the amount appropriated to each respectively.
 - (4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto? If so, when?

ORDERS OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—Second reading.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

WEDNESDAY, 17th DECEMBER.

Government Business :—

ORDER OF THE DAY :—

1. PATENTS BILL.—Second reading.

MEETINGS

OF

SELECT COMMITTEES.

Tuesday, 9th December.

KELLY'S LAND CLAIM—at 12 o'clock.

Wednesday, 10th December.

ELECTION COMMITTEE—at 12 o'clock.

STANDING ORDERS—at 2 o'clock.

Thursday, 11th December.

POSTAL SYSTEM—at 12 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

TUESDAY, 9TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Edward Henty, Esq., a member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.
3. PETITION.—Mr. Gavan Duffy presented a Petition from John Dunmore Lang, Doctor of Divinity, of Sydney, in the Colony of New South Wales, praying the House would be pleased to take the statements set forth in the Petition into consideration, and institute a searching inquiry into the matters detailed in the Petition, and especially into the important facts and circumstances bearing upon the case that have come to light since the trial and conviction of Lang and Drake in the month of December, 1854.
Petition received.
4. ELECTION PETITION.—Mr. David Moore having presented to the Speaker a Petition from William Jardine Smith, of the City of Melbourne, gentleman, an elector for the district of East Bourke, and who voted for the election of the said district, praying that this House would take the statements set forth in the Petition into their consideration, and would declare that Robert Bennett, who had been declared to have been duly elected to serve in this present Legislative Assembly for the district of East Bourke, was and is disqualified from sitting in this House, and the said election and return of the said Robert Bennett to be wholly null and void, and would give the Petitioner such further and other relief as to this House should seem meet, the Speaker laid the said Petition before the Assembly.
Mr. Moore then moved, That the said Petition and the questions thereby raised be referred to "*The Committee of Elections and Qualifications*."
Question—put and passed.
5. PAPERS.—Captain Pasley presented, pursuant to an order of the Assembly, dated 5th December, 1856, a return of the correspondence between the Honorable the Commissioner of Public Works and the Municipal Council of Williamstown, relative to a supply of water to that township, also of the Report of the President of the Water and Sewerage Commission as to the practicability of such water supply.
Ordered to be printed.
Also, pursuant to another order of the Assembly, dated 5th December, 1856,
(1.) A Return of all premises in the City of Melbourne rented by the Government for public offices, where they are situated, and for what purpose used.
(2.) A Return, shewing from whom the different premises are rented, the rent paid for each, when the tenancy commenced, and when it does or may expire.
Ordered to be printed.
6. COAL.—Mr. Hughes moved, pursuant to notice, for a Return of the quantity and value of coal imported annually, since separation, into this Colony, distinguishing the places from which it has been imported.
Question—put and passed.
7. RAILWAYS.—Mr. Brooke moved, pursuant to notice, That, as an essential preliminary to legislation on the subject of railway communication, a Select Committee be appointed to consider the question in all its bearings; to examine the plans and estimates prepared by the direction of Government, and to report thereon to this House. That, for the purposes of their inquiry, the Committee be empowered to call for papers and take such evidence, professional or otherwise, as they may deem necessary to effectually secure the object of their investigation. That such Committee consist of the following Members:—The Honorable the Chief Secretary, the Honorable the Commissioner of Public Works, the Honorable the Surveyor General, Mr. O'Shanassy, Mr. Goodman, Mr. Foster, Mr. Greeves, Mr. Moore, Mr. Horne, Mr. Pyke, Mr. Fyfe, and "the Mover."
Debate ensued.
Mr. Lalor having, whilst addressing the House, made use of certain expressions offensive to Mr. Syme, Mr. Syme moved that the expressions be taken down by the Clerk.
Debate ensued.

Mr. Lalor having withdrawn the expressions complained of, Mr. Syme, by leave of the Assembly, withdrew his motion that the expressions be taken down by the Clerk.

Debate on original motion continued.

Mr. Lalor moved, as an amendment, That the words "the Mover" be omitted from the above motion, and the words "Mr. McCulloch" inserted in place thereof.

Amendment, by leave, withdrawn.

Mr. Griffith moved the previous question.

Debate ensued.

Question—That this question be now put—put and negatived.

8. **ROADS AND WORKS IN GRENVILLE AND POLWORTH.**—Mr. Rutherford moved, pursuant to *amended* notice, for a return stating the amount of money expended in the Counties of Grenville, Polworth, Ripon, and Hampden, in the making of roads, bridges, and other public works, up to the 1st December, 1856.

Question—put and passed.

9. **BRIDGE OVER YARRA, SPENCER-STREET.**—Mr. Hughes moved, pursuant to notice, for copies of all plans, specifications, estimates, correspondence minutes, or documents relating to the proposed bridge proclaimed as to be erected over the Yarra, connecting Emerald Hill with Spencer-street.

Motion, by leave, withdrawn.

10. **CHINESE INTERPRETERS.**—Mr. Pyke moved, pursuant to *amended* notice, That the Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause a sum to be placed on the Estimates for the purpose of providing competent interpreters of the Chinese language, who shall be of European birth or extraction, to officiate in the Courts of Justice in this Colony.

Question—put and passed.

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

The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to take measures for obtaining competent interpreters of the Chinese language, who shall be of European birth or extraction, to officiate in the Courts of Justice in the Colony, the Assembly adopted the Report, and ordered the Address to be presented accordingly.

11. **INSTRUCTION TO LIBRARY COMMITTEE.**—Mr. Gavan Duffy moved, pursuant to notice:—

- (1.) That it be referred to the Library Committee to take measures for having the Division Lobbies fitted up as writing rooms for the use of members.
- (2.) That in each Lobby a Post Box be placed to receive stamped Letters, and that a Bag containing such Letters be sent from this House to the General Post Office immediately before the despatch of each mail, the Committee ascertaining from the Postmaster General the latest hours respectively at which he can conveniently receive such bags, and ordering the information to be posted up in the writing rooms.
- (3.) That all newspapers published in the Colony of Victoria, a selection of the newspapers published in the other Australian Colonies, and at least one leading journal from every British Colony possessing a free parliament, be ordered for the use of such writing rooms, and filed for reference.
- (4.) That it be a further instruction to the Library Committee to prepare and lay before the House a list of such European and American journals and periodicals as they may deem suitable to be ordered for the use of such writing rooms.

Question—put and passed.

12. **LICENSE FEES.**—Mr. Sladen moved, pursuant to notice, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

- (1.) That in lieu of the fee of £100, now payable on the Registration of Spirit Merchants, there be paid the sum of £25 on the License of every Spirit Merchant, and the sum of £10 on the License of every Brewer or wholesale Dealer in Fermented Liquor, for the year 1857.
- (2.) And in lieu of the fees of £100 and £50, now payable on the Licenses of Auctioneers, there be paid a fee of £25 on every such License for the year 1857.
- (3.) And in lieu of the fees of £300 and £450 now payable annually on the Licenses of Bonded Warehouses, there be paid a fee, for the year 1857, at the rate of £50 for every 1000 tons of the capacity of each warehouse, but so that the minimum fee shall be £100.
- (4.) And that Bills should be brought in for these purposes, and to amend the laws now in force relating to the Consolidation of the Customs—to Auctioneers—and to the Registration of Spirit Merchants.

Question—put and passed.

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

The Chairman having reported the following resolutions from the Committee, viz. :—

- (1.) That in lieu of the fee of £100, now payable on the Registration of Spirit Merchants, there be paid the sum of £25 on the license of every wholesale dealer in fermented and spirituous liquors, and the sum of £10 on the license of every brewer of malt liquor or wholesale dealer in fermented liquor.
- (2.) And in lieu of the fees of £100 and £50, now payable on the Licenses of Auctioneers, there be paid a fee of £25 on every such License for the year 1857.
- (3.) That in the opinion of the Committee the license fee charged on the keepers of Bonding Warehouses should be abolished.
- (4.) And that Bills should be brought in for these purposes, and to amend the laws now in force relating to the Consolidation of the Customs—to Auctioneers—and to the Registration of Spirit Merchants—The Assembly adopted such resolutions, and ordered Bills to be brought in accordingly.

13. IMMIGRANTS ACT REPEAL.—Mr. Childers, pursuant to notice, moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the whole, for the purpose of considering the propriety of amending the 3rd and 4th sections of the Act, 18 Victoria No. 39, intituled, "*An Act to make provision for certain Immigrants.*"

Question—put and passed.

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

The Chairman having reported that the Committee considered it expedient to introduce a Bill for the purpose of amending the 18 Victoria, No. 39, the Assembly adopted such report, and ordered a Bill to be brought in accordingly.

14. EXCHANGE OF PARLIAMENTARY PAPERS.—Mr. Gavan Duffy moved, pursuant to notice, That the Library Committee be empowered to take the necessary measures for procuring the Acts, Journals, Reports, Records, and Publications of such National and Colonial Legislatures as they may consider necessary for the use of the Library, and that the Speaker be requested to communicate, in the name of this House, with the free Parliaments of Canada, Nova Scotia, Newfoundland, the Cape, Jamaica, New Zealand, New South Wales, South Australia and Tasmania, requesting an exchange of Parliamentary Papers for the future.

Question—put and passed.

15. INFUX OF CRIMINALS.—Mr. Greeves moved, pursuant to amended notice, That an Address be presented to His Excellency the Officer administering the Government, requesting His Excellency to lay on the Table of this House a Copy of the Despatches of the Governor, Nos. 43 and 44, of 15th April, relating to the Act to continue the Act to prevent the influx of criminals into Victoria.

Question—put and passed.

16. ROADS AND BRIDGES.—Mr. O'Shanassy moved, pursuant to notice, for the following Returns, viz. :—

- (1.) The number of miles of road made in Victoria, and the cost.
- (2.) The number of miles in process of formation, and the proposed cost.
- (3.) The number of bridges, shewing those of stone, iron (if any), and wood, with the separate cost, and the gross total.
- (4.) The number of bridges in process of erection, shewing the separate and gross cost.

Question—put and passed.

17. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 12th December instant :—

- "*Bankers' Drafts Law Amendment Bill—Second Reading,*" and
- "*Gunpowder Bill—Second Reading.*"

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

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 10TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

- 1. MR. CHILDERS: To ask leave to introduce a Bill to amend the Acts of 1855 to make provision for certain Immigrants.
- 2. MR. FELLOWS: To move, That this House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions :—
 - (1.) That it is expedient to remunerate jurors by paying one pound to each special, and ten shillings to each common jurymen.

- (2.) That the costs of a view shall remain as in Schedule 13 of the Common Law Practice Act, 1856.
- (3.) That suitors' fees for juries shall be carried to the Consolidated Revenue, from which jurors shall be paid.
- (4.) That a Bill be brought in for the above purposes, and for regulating juries.

ORDERS OF THE DAY :—

1. CENSUS BILL.—Second reading.
2. ELECTORAL ACT AMENDMENT BILL.—Second reading.

General Business :—

1. DR. OWENS : To ask the Treasurer the gross amount paid to the Journals throughout the Colony for advertising the Electoral Rolls, also the amount paid to each of the Newspapers in this City for advertising the same.
2. MR. GAVAN DUFFY : To ask the Chief Secretary whether any re-organisation of the Public Departments has taken place in consequence of the establishment of Responsible Government, and if so, whether it is his intention to communicate such changes as have been made to this House; and, further, whether it is his intention to take the opinion of the House upon the propriety of them.

NOTICES OF MOTION :—

1. MR. GREEVES : To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
2. MR. O'BRIEN : To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.
3. MR. WILLS : To move,
 - (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humffray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.
4. MR. GAVAN DUFFY : To move, That the Petition of the Reverend Dr. Lang be printed.
5. MR. GAVAN DUFFY : To move, That an Address be presented to His Excellency the Acting Governor, requesting that he will cause to be laid on the Table of the House, copies of any Petitions, Memorials, or other applications to the Executive on behalf of George Dunmore Lang and Frederick Lee Drake, who were tried and convicted at the Supreme Court, in Melbourne, in the month of December, 1854; as also the copies of any answers that have been returned to the parties forwarding such Petitions, Memorials, or other applications as aforesaid; as also for the copy of any report that may have been submitted by the judge who presided at the trial of these persons, on the subject of such Petitions, Memorials, or other applications on their behalf to the Executive.
6. MR. HUGHES : To move for the appointment of a Committee to consider and report upon the best mode of utilising the Coal Fields of this Colony, such Committee to consist of The Honorable the Surveyor General, Mr. Horne, Mr. Moore, Mr. O'Shanassy, Mr. Hammill, and the Mover.
7. MR. GRANT : To move for leave to bring in a Bill to make Powers of Attorney valid in certain cases.

THURSDAY, 11TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. CAPT. CLARKE : To ask for leave to bring in a Bill for better promoting the Public Health.
2. MR. SLADEN : To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY:—

1. CUSTOMS LAWS CONSOLIDATION BILL.—Second reading.
2. FINANCIAL CONDITION OF THE COUNTRY.—To be further considered in Committee.

General Business:—

NOTICE OF MOTION:—

1. DR. EMBLING, To move,
 - (1.) That in the present condition of the Colony of Victoria, no general measure for the "better promoting the public health" can be deemed satisfactory, which does not include as one essential principle a scheme for the provision of public baths.
 - (2.) That a Committee be appointed, consisting of the Honorable Captain Pasley and Captain Clarke, Mr. Moore, Mr. D. S. Campbell, Mr. McCulloch, Mr. Rutledge, and the Mover, to consider upon and to report as to the most suitable method of supplying this desideratum to the City of Melbourne.

ORDER OF THE DAY:—

1. CLOSURES IN ACTION BILL.—Second reading.

FRIDAY, 12TH DECEMBER.

1. DR. OWENS: To ask the Chief Secretary, under what authority a member of the Legislative Council now holds a seat in the Executive. Is he a salaried or responsible officer of the Crown, and, further, can he retain his seat in Parliament without submitting himself for re-election?

NOTICES OF MOTION:—

1. CAPT. PASLEY: To move,
 - (1.) That a Select Committee be appointed to consider and report on the best mode of providing such further accommodation, whether temporary or permanent, as may be required in the new Houses of Parliament, and the nature of the decorations most suitable both for the exterior and interior of the building.
 - (2.) That the Committee be empowered to call for persons and papers, and to take such evidence as they may think proper.
 - (3.) That such Committee consist of the following gentlemen, viz.: the Speaker, Messrs. Moore, O'Shanassy, Clarke, Pyke, Greeves, Foster, Duffy, Griffith, Goodman, and the Mover.
2. MR. GAVAN DUFFY: To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.
3. MR. FYFE: To move for the following Returns, namely:—
 - (1.) The number of Crown Grants issued during the year 1855, the cost of preparing such Grants, and the amount received for the same.
 - (2.) The fees received for the registration of Title Deeds.
 - (3.) The fees received for the registration of other papers or documents.
 - (4.) The amount of fees paid in connexion with the Supreme Court in civil cases.
 - (5.) The amount of fees paid into the Insolvent Court, and the mode of appropriating such fees.
4. MR. HUMFRAY: To move for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballaarat.
5. MR. GAVAN DUFFY: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
6. MR. MICHIE: To move, That the Petition of Mr. Henry Crossley Smith, presented to and received by this Honorable House on the 2nd instant, be referred to the Committee for enquiring into the losses occasioned by the riots at the Eureka Hotel, at Ballaarat.
7. MR. MICHIE: To move, That copies of all documents and correspondence relative to the dismissal of Mr. Alfred Henry Constable from his office of First Clerk in the "Expenditure Branch" of the department of the Treasury, in the month of November, in the year 1854, be laid on the Table of the House; together with copies of any correspondence relating to his subsequent reinstatement in the public service of the Colony.

ORDERS OF THE DAY:—

1. BANKERS' DRAFTS LAW AMENDMENT BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

TUESDAY, 16TH DECEMBER.

NOTICES OF MOTION:—

1. DR. EMBLING: To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.
2. MR. SARGOOD: To move for a Return of all Public Lands which have been alienated for Religious purposes in Melbourne and Geelong respectively; shewing
 - (1.) The date of the Government grant, the area, the locality, to what denomination.
 - (2.) Have any such lands been used otherwise than for strictly religious purposes? If so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent or rents or bonus, for what term.
 - (3.) A statement showing the appropriation of such rents or bonus, whether on churches or chapels, ministers' houses or other purposes, distinguishing the amount appropriated to each respectively.
 - (4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto? If so, when?
3. DR. OWENS: To move, That any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except in such cases as are provided by the Constitution.
4. MR. LALOR: To move for leave to bring in a Bill for the better prevention of the crime of horsetealing.

ORDERS OF THE DAY:—

1. EVIDENCE LAW AMENDMENT BILL.—Second reading.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

WEDNESDAY, 17th DECEMBER.

Government Business:—

ORDER OF THE DAY:—

1. PATENTS BILL.—Second reading.

MEETINGS

OF

SELECT COMMITTEES.

*Wednesday, 10th December.*ELECTION AND QUALIFICATION COMMITTEE—at 12 o'clock.
STANDING ORDERS—at 2 o'clock.*Thursday, 11th December.*POSTAL SYSTEM—at 12 o'clock.
KELLY'S LAND CLAIM—at 1 o'clock.FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 12.

WEDNESDAY, 10TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—John Basson Humffray, Esq., a Member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.
3. THE ELECTIONS AND QUALIFICATIONS COMMITTEE.—Mr. Pyke, as Chairman of this Committee, brought up a Progress Report from the Committee, and moved that it be received and read.
Question—put and passed.—Report read by the Clerk, and ordered to be printed.
4. PAPERS.—The following Papers were, by command of His Excellency the Officer administering the Government, presented as under :—
 - By Mr. Haines :—
 - Steam Postal Communication.—Copy Despatch from Secretary of State.
 - Appointment of Sir Henry Barkly as Governor of Victoria.—Copy Despatch from Secretary of State.
 - Civil Service of Victoria.—Report of the Board appointed to enquire into the arrangements for the better organization of the Civil Service of the Colony.
 - By Mr. Childers :—
 - Customs Duties—River Murray.—Papers relative to the Collections of Duties on Goods imported from South Australia *via* the River Murray. (*In continuation of Papers presented 29th January, 1856.*)
 - Passage of Baggage and Gold across the Isthmus of Suez.—Despatch from the Secretary of State notifying additional facilities granted by the Transit Administration of Egypt for the conveyance of Gold and Passengers' Luggage across the Isthmus of Suez.
 - By Captain Clarke :—
 - Mining Resources of the Colony of Victoria.—Report of the Commissioners appointed by His Excellency the Officer administering the Government to enquire into the Mining Resources of the Colony.
 Severally ordered to lie on the Table.
- Mr. Haines presented, pursuant to an order of the Assembly, dated 5th December instant,
 - (1.) A Return of copies of all correspondence relative to the appointment of additional polling places in the District of the Loddon, during the late election.
 - (2.) Copy of the instructions issued to the returning officer in the County of Talbot, with respect to receiving the votes of electors out of the division in which they were registered, together with a copy of the instructions issued to the returning officer in the District of the Loddon on the same subject.
 Ordered to be printed.
- Influx of Criminals Act.—Return to Address adopted on the motion of Mr. Greeves, 9th December, 1856.
- Ordered to be printed.
- Also pursuant to Act of Council 18 Victoria No. 37 :—
 - Local Court Regulations for the District of Steiglitz.
 Ordered to be printed.
5. CUSTOMS LAWS CONSOLIDATION BILL.—Mr. Childers, pursuant to resolution of the Assembly, brought up a Bill, intituled, "*A Bill to consolidate the Laws relating to the Customs*," and moved that it be now read a first time.
Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Wednesday, 17th December instant.

6. IMMIGRANTS LAW AMENDMENT BILL.—Mr. Childers, pursuant to resolution of the Assembly, brought up a Bill, intituled, “*A Bill to amend an Act, intituled, ‘An Act to make provision for certain Immigrants,’*” and moved that it be now read a first time. Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Wednesday, 17th December next.
7. SPIRIT MERCHANTS BILL.—Mr. Childers, pursuant to resolution of the Assembly, brought up a Bill, intituled, “*A Bill to amend the Laws relating to the registration of Spirit Merchants,*” and moved that it be now read a first time. Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Wednesday, 17th December instant.
8. AUCTIONEERS BILL.—Mr. Stawell, pursuant to resolution of the Assembly, brought up a Bill, intituled, “*A Bill to amend the Law relating to Auctioneers,*” and moved that it be now read a first time. Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Wednesday, 17th December instant.
9. JURORS.—Mr. Fellows moved, pursuant to notice, That this House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
- (1.) That it is expedient to remunerate jurors by paying one pound to each special, and ten shillings to each common jurymen.
 - (2.) That the costs of a view shall remain as in Schedule 13 of the Common Law Practice Act, 1856.
 - (3.) That suitors’ fees for juries shall be carried to the Consolidated Revenue, from which jurors shall be paid.
 - (4.) That a Bill be brought in for the above purposes, and for regulating juries.
- Question—put and passed.
- Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.
- The Chairman having reported the following Resolutions from the Committee—
- (1.) That it is expedient to remunerate jurors by paying one pound to each special, and ten shillings to each common jurymen per diem.
 - (2.) That the costs of a view shall remain as in Schedule 13 of the Common Law Practice Act, 1856.
 - (3.) That suitors’ fees for juries, *i.e.*, £14 for special juries of twelve, and £4 for special juries of four shall be carried to the Consolidated Revenue, from which jurors shall be paid.
 - (4.) That a Bill be brought in for the above purposes, and for regulating juries.
- The Assembly adopted the Report, and ordered a Bill to be brought in accordingly.
10. ELECTIONS AND QUALIFICATION COMMITTEE.—Mr. Pyke moved, That the Progress Report from this Committee presented this day, be now adopted by the Assembly. Question—put and passed.
- A Petition, of which the following is a copy, was laid before the Assembly by the Speaker, on the 3rd day of December instant:—

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

The humble Petition of Hector Norman Simson, of Charlotte Plains, in the Colony of Victoria, gentleman.

SHEWETH,—

That your Petitioner is an elector on the roll of the Electoral District of Talbot, and voted at the late election for Members to serve in the Legislative Assembly for the said District:

That David Blair was, at the said election, returned as one of the Members for the Electoral District in the Legislative Assembly:

That the said David Blair was not, at the time of such Election, legally nor equitably seised of nor entitled to an estate of freehold in possession for his own use and benefit in lands and tenements in Victoria of the value of two thousand pounds sterling money, or of the annual value of two hundred pounds sterling money above all charges and incumbrances affecting the same:

That the said David Blair, on the twenty-first day of November last past, made and subscribed a declaration that he was then seised at law or in equity of certain lands and tenements therein described as lands or tenements in the parish of Jika Jika, in the county of Bourke, being a part of suburban portion number seventy, containing by estimation one half an acre, together with buildings thereon erected, now in the occupation of Mr. Curtis and others, and delivered the said declaration to the Clerk of the Assembly while the House was sitting with the Speaker in the Chair, and the same has been filed by the said Clerk amongst the records of his office:

That the said lands and tenements are not, nor were they at the time of the making of the said declaration, of the value of two thousand pounds, nor of the annual value of two hundred pounds above all charges and incumbrances affecting the same:

That your Petitioner verily believes that the said David Blair has no valid title to the lands or tenements described in the said declaration, and if he has such title your Petitioner says that the same has been obtained collusively and colourably for the purpose of enabling the said David Blair to be returned a Member of the Legislative Assembly:

That the said David Blair was, at the time of the said election, and still is, an

insolvent debtor within the meaning of the laws in force within Victoria relating to insolvent debtors, by virtue of an order of sequestration of his estate under the hand of Sir William a'Beckett, one of the judges of the Supreme Court, dated the thirty-first day of May, in the year of Our Lord One thousand eight hundred and fifty-six, and that the said order has not been superseded, nor has any certificate been granted by the Chief Commissioner of Insolvent Estates for the Colony of Victoria discharging the said David Blair from debts due by him at the time his estate was adjudged to be sequestrated :

That under and by force of the said order of sequestration all the present and future estate of the said David Blair, and every right, title, and interest in and to any property, real and personal, which belonged to him at the time of the making of the said order, or which has since been purchased or acquired by him, is vested in Henry Steel Shaw, Esq., one of the official assignees of insolvent estates :

That the said David Blair was, at the time of the said election, a Minister of the Independent Church :

That on the grounds hereinbefore set forth the said David Blair was not capable of being elected a Member of the Legislative Assembly

That your Petitioner therefore prays that the said election and return of the said David Blair to serve as a Member of the Legislative Assembly for the Electoral District of Talbot may be declared to be void, and that such further proceedings may be taken thereon as the said Assembly shall think fit.

And your Petitioner will ever pray.

(Signed) H. NORMAN SIMSON.

A Petition, of which the following is a copy, was laid before the Assembly by the Speaker on the 9th day of December instant:—

To the Honorable the Speaker of the Legislative Assembly.

The Petition of the undersigned William Jardine Smith, of the City of Melbourne, gentleman, an elector of the District of East Bourke, and who voted for the election of the said District hereinafter mentioned.

RESPECTFULLY SHEWETH,

That at the election of two Members to serve in the Legislative Assembly for the said District of East Bourke, in the month of October, One thousand eight hundred and fifty-six, Messrs. Robert Bennett, Augustus Greeves, Horatio Cooper, James Hallett, Michael Keeley, William Kirby, Townsend McDermott, and John MacGregor, were candidates to represent the said District in the Legislative Assembly :

That a poll having been demanded, the same was taken by the Returning Officer for the said District on the fifteenth day of October, One thousand eight hundred and fifty-six :

That the said Robert Bennett and Augustus Greeves were by the said Returning Officer declared to have had the majority of votes at the said election, and to have been duly elected to serve in this present Legislative Assembly for the said District of East Bourke :

That the said Townsend MacDermott had the next greatest number of votes recorded in his behalf :

That before, at, and during and after the said Election, the said Robert Bennett did corruptly by himself, and his agents, friends, and partisans, and by divers ways and means in his behalf and at his charge, directly and indirectly give and provide, and was accessory to the giving and providing, and did pay and allow divers persons to pay on his behalf various expenses incurred for meat, drink, entertainment and provisions, in order to forward his election, and for being elected, and for the purpose of corruptly influencing divers persons to give and refrain from giving their, or his, votes or vote :

That, before and during the said election, the said Robert Bennett was by himself and his agents guilty of divers acts of bribery and corruption in order to corrupt and procure, and did by himself and his agents employed in his behalf, by gifts, money, rewards, and promises, and agreements for money, gifts, employments, and rewards, and by threats, intimidation, and undue influence, and other corrupt and illegal practices, acts, and means, endeavored to corrupt and procure, and did corrupt and procure divers persons having votes at the said election to give their votes in favor of him, the said Robert Bennett :

That the said Robert Bennett, by the said several illegal and corrupt practices, was and is wholly incapacitated and ineligible to serve in this present Legislative Assembly, and the said election and return of the said Robert Bennett were and are wholly null and void.

Your Petitioner therefore prays that this Honorable House will take the premises into their consideration, and will declare that the said Robert Bennett was and is disqualified from sitting in this Honorable House, and the said election and return of the said Robert Bennett to be wholly null and void, and will give your Petitioner such further and other relief as to this Honorable House shall seem meet.

WILLIAM JARDINE SMITH.

11. CENSUS BILL.—Mr. Haines moved that this Bill be now read a second time.

Debate ensued.

Question—put and passed.—Bill read a second time.

On the motion of Mr. Haines the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again to-morrow.

12. ELECTORAL ACT AMENDMENT BILL.—Mr. Haines moved “that” this Bill be now read a second time.

Debate ensued.

Mr. O'Shanassy moved, as an amendment, that all the words after the word “that” be omitted, with a view to insert in place thereof the following words, viz. :—“inasmuch as the principle of manhood suffrage is clogged and counteracted in the present Bill by conditions which would impede its full and free exercise, this Bill be referred to a Select Committee, with instructions to make such alterations in it as may secure a simple, certain, and definite exercise of that principle.”

Debate continued.

Dr. Owens moved that the debate be now adjourned.

Question—That the debate be now adjourned put.

Assembly divided.

Ayes, 17.
 Mr. Hughes,
 Mr. Syme,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Snodgrass,
 Mr. Cameron,
 Mr. Humffray,
 Mr. O'Brien,
 Mr. Duffy,
 C. Read,
 Mr. Harker,
 Mr. Smith,
 Mr. Pyke,
 Mr. Phelan,
 Mr. Myles,
 Mr. Grant } *Tellers.*
 Mr. Brooke }

Noes, 30.
 Mr. King,
 Mr. Davis,
 Mr. Rutherford,
 Mr. Adamson,
 Mr. Haines,
 Capt. Clarke,
 Mr. Sladen,
 Mr. Fellows,
 Mr. Childers,
 Mr. Stawell,
 Mr. C. Campbell,
 Mr. Moore,
 Mr. Hammill,
 Mr. Foster,
 Mr. Greeves,
 Mr. Horne,
 Mr. Aspinall,
 Mr. Fyfe,
 Mr. Michie,
 Capt. Anderson,
 Dr. Evans,
 Mr. McCulloch,
 Mr. Beaver,
 Mr. Wills,
 Mr. McDougall,
 Mr. Griffith,
 Mr. Baragwanath,
 Mr. Bennett,
 Mr. Johnson,
 Mr. Pasley, *Teller.*

Debate continued.

Mr. Fyfe moved, That the further debate on this subject be now adjourned.

Question—put and negatived.

Debate further continued.

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

Assembly divided.

Ayes, 27.
 Mr. Haines,
 Mr. Stawell,
 Mr. Sladen,
 Mr. Fellows,
 Capt. Clarke,
 Mr. Hammill,
 Mr. McCulloch,
 Mr. Rutherford,
 Mr. Wills,
 Mr. Adamson,
 Capt. Anderson,
 Mr. Bennett,
 Mr. Beaver,
 Mr. Davis,

Noes, 23.
 Mr. Brooke,
 Dr. Owens,
 Mr. Hughes,
 Mr. Blair,
 Mr. Myles,
 Mr. Duffy,
 Mr. Phelan,
 Mr. Harker,
 Charles Read,
 Mr. Baragwanath,
 Mr. Aspinall,
 Mr. Horne,
 Mr. Michie,
 Dr. Evans,

Ayes (*continued*)

Mr. King,
 Mr. Greeves,
 Mr. Rutledge,
 Mr. C. Campbell,
 Mr. Griffith,
 Capt. Pasley,
 Mr. Foster,
 Mr. D. S. Campbell,
 Mr. Moore,
 Mr. O'Brien,
 Mr. Johnson,
 Mr. Childers, } *Tellers.*
 Mr. Goodman }

Noes (*continued*)

Mr. Fyfe,
 Mr. McDougall,
 Mr. Humffray,
 Mr. O'Shanassy,
 Mr. Syme,
 Mr. Pyke,
 Mr. Cameron,
 Mr. Grant, } *Tellers.*
 Mr. Snodgrass }

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

On the motion of Mr. Haines, the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again to-morrow.

13. REV. DR. LANG.—Mr. Gavan Duffy moved, pursuant to notice, That the Petition of the Rev. Dr. Lang, presented yesterday, be printed.

Question—put and passed.

14. G. D. LANG AND F. L. DRAKE.—Mr. Gavan Duffy moved, pursuant to notice, That an Address be presented to His Excellency the Acting Governor, requesting that he will cause to be laid on the Table of the House copies of any Petitions, Memorials, or other applications to the Executive on behalf of George Dunmore Lang and Frederick Lee Drake, who were tried and convicted at the Supreme Court, in Melbourne, in the month of December, 1854; as also the copies of any answers that have been returned to the parties forwarding such Petitions, Memorials, or other applications as aforesaid; as also for the copy of any report that may have been submitted by the judge who presided at the trial of these persons, on the subject of such Petitions, Memorials, or other applications on their behalf to the Executive.

Question—put and passed.

15. COAL FIELDS.—Mr. Hughes moved, pursuant to *amended* notice, that a Committee be appointed to consider and report upon the best mode of utilising the Coal Fields of this Colony, such Committee to consist of the Honorable the Surveyor General, Mr. Horne, Mr. Moore, Mr. O'Shanassy, Mr. Hammill, and the Mover.

Question—put and passed.

16. POWERS OF ATTORNEY BILL.—Mr. Grant having, pursuant to notice, moved for and obtained leave to bring in a Bill to make Powers of Attorney valid in certain cases, brought up a Bill, intituled, "*A Bill to make Powers of Attorney valid in certain cases,*" and moved that it be now read a first time.

Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time, Wednesday, 24th December instant.

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

 NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 11TH DECEMBER.

Government Business:—

NOTICES OF MOTION:—

1. CAPT. CLARKE: To ask for leave to bring in a Bill for better promoting the Public Health.
2. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.
3. MR. CHILDERS: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolution:—
 That it is expedient to amend the Act 11 Victoria No. 50, intituled, "*An Act to regulate the keeping and carriage of Gunpowder in that part of the Colony of New South Wales called 'Port Phillip.'*"
4. MR. STAWELL: To ask for leave to bring in a Bill for the relief of persons having claims against the Government.

ORDERS OF THE DAY:—

1. CUSTOMS LAWS CONSOLIDATION BILL.—Second reading.
2. FINANCIAL CONDITION OF THE COUNTRY.—To be further considered in Committee.
3. CENSUS BILL.—To be further considered in Committee.
4. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.

General Business :—

NOTICES OF MOTION :—

1. DR. EMBLING, To move,
 - (1.) That in the present condition of the Colony of Victoria, no general measure for the "better promoting the public health" can be deemed satisfactory, which does not include as one essential principle a scheme for the provision of public baths.
 - (2.) That a Committee be appointed, consisting of the Honorable Captain Pasley and Captain Clarke, Mr. Moore, Mr. D. S. Campbell, Mr. McCulloch, Mr. Rutledge, and the Mover, to consider upon and to report as to the most suitable method of supplying this desideratum to the City of Melbourne.
2. MR. MICHIE : To move, That Mr. Butler Cole Aspinall be appointed Chairman of Committees of the Assembly.
3. MR. SYME : To move for a return of the following particulars relative to the publication of the Acts of Council :—
 - (1.) The number of copies printed, and the expense of printing the same.
 - (2.) The date when they were ready for sale ; the number of copies disposed of to the trade or the general public up to the present time ; and the amount spent by the Government in advertising them.
 - (3.) The number of copies furnished to the various judicial tribunals throughout the country, and the date at which they were furnished.
 - (4.) The date at which Mr. Travers Adamson was furnished with the 250 copies presented to him by the Chief Secretary, and the proportionate cost of printing and binding the same.
 - (5.) Copy of the agreement between Mr. Travers Adamson and the Chief Secretary, with respect to this mode of disposing of the public property.
 - (6.) The opinion of the Attorney General as to the authority of the Chief Secretary to dispose of public property without the sanction of this House.
 - (7.) A statement of the mode in which the public documents printed by the Government have been ordinarily disposed of hitherto.
 - (8.) Copy of the letter from the Secretary of the Mechanics' Institution to the Chief Secretary applying for a copy of the Acts of Council, with the Chief Secretary's reply.

ORDER OF THE DAY :—

1. CHOSES IN ACTION BILL.—Second reading.

FRIDAY, 12TH DECEMBER.

1. DR. OWENS : To ask the Chief Secretary, under what authority a member of the Legislative Council now holds a seat in the Executive. Is he a salaried or responsible officer of the Crown, and, further, can he retain his seat in Parliament without submitting himself for re-election?
2. MR. FYFE : To ask the Treasurer for a return of the number and amount of debentures issued by the Victoria Government, the rate of discount or premium (if any) at which they have been sold, the amount of interest which they bear, when they are redeemable, for what purposes they have been or are to be applied ; also, the amount of guaranteed interest and capital for which the Government are responsible, and at what periods interest and principal are due.
3. MR. J. B. WERE : To ask the Honorable the Surveyor General whether his attention has been drawn to the alterations of the coast line of the Bay from Sandridge southwards beyond Brighton by the encroachments of the sea, from persons removing rocks and stones below and above high-water mark ; and if so, whether the Honorable Member will be good enough to state if he will give such directions as will in future prevent the removal of stones and rocks from this part of the Coast.
4. MR. ROBERT BENNETT : To ask the Honorable the Commissioner of Public Works whether it is the intention of the Government to complete the bridge across the Merri Creek, at Pentridge, of which one abutment has been erected, and if so, when ; also, what amount, if any, of the sums voted for roads and bridges has been set apart and remains available for this purpose.

NOTICES OF MOTION :—

1. CAPT. PASLEY : To move,
 - (1.) That a Select Committee be appointed to consider and report on the best mode of providing such further accommodation, whether temporary or permanent, as may be required in the new Houses of Parliament, and the nature of the decorations most suitable both for the exterior and interior of the building.
 - (2.) That the Committee be empowered to call for persons and papers, and to take such evidence as they may think proper.
 - (3.) That such Committee consist of the following gentlemen, viz. : the Speaker, Messrs. Moore, O'Shanassy, Clarke, Pyke, Greeves, Foster, Duffy, Griffith, Goodman, and the Mover.

2. MR. GAVAN DUFFY: To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.
3. MR. FYFE: To move for the following Returns, namely:—
 - (1.) The number of Crown Grants issued during the year 1855, the cost of preparing such Grants, and the amount received for the same.
 - (2.) The fees received for the registration of Title Deeds.
 - (3.) The fees received for the registration of other papers or documents.
 - (4.) The amount of fees paid in connexion with the Supreme Court in civil cases.
 - (5.) The amount of fees paid into the Insolvent Court, and the mode of appropriating such fees.
4. MR. HUMFFRAY: To move for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballaarat.
5. MR. GAVAN DUFFY: To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
6. MR. MICHIE: To move, That the Petition of Mr. Henry Crossley Smith, presented to and received by this Honorable House on the 2nd instant, be referred to the Committee for enquiring into the losses occasioned by the riots at the Eureka Hotel, at Ballaarat.
7. MR. MICHIE: To move, That copies of all documents and correspondence relative to the dismissal of Mr. Alfred Henry Constable from his office of First Clerk in the "Expenditure Branch" of the department of the Treasury, in the month of November, in the year 1854, be laid on the Table of the House; together with copies of any correspondence relating to his subsequent reinstatement in the public service of the Colony.
8. MR. CHILDERS: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolution:—
That it is expedient to amend the laws relating to distillation, and to impose upon spirits distilled in "Victoria," a duty equal to the duty of Customs on spirits imported into Victoria.
9. MR. O'BRIEN: To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.
10. MR. WILLS: To move,
 - (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humffray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.

ORDERS OF THE DAY:—

1. BANKERS' DRAFTS LAW AMENDMENT BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

TUESDAY, 16TH DECEMBER.

NOTICES OF MOTION:—

1. DR. EMBLING: To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.

2. **MR. SARGOOD**: To move for a Return of all Public Lands which have been alienated for Religious purposes in Melbourne and Geelong respectively; shewing
- (1.) The date of the Government grant, the area, the locality, to what denomination.
 - (2.) Have any such lands been used otherwise than for strictly religious purposes? If so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent or rents or bonus, for what term.
 - (3.) A statement showing the appropriation of such rents or bonus, whether on churches or chapels, ministers' houses or other purposes, distinguishing the amount appropriated to each respectively.
 - (4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto? If so, when?
3. **DR. OWENS**: To move, That any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except in such cases as are provided by the Constitution.
4. **MR. LALOR**: To move for leave to bring in a Bill for the better prevention of the crime of horsetealing.
5. **MR. KING**: To move, That a Select Committee be appointed to enquire into the expediency of purchasing a portion of land known as the shipping point at Port Albert, for the purpose of erecting a public shipping yard for cattle, and a public wharf, such Committee to consist of Captain Clarke, Messrs. Goodman, Moore, Davis, Griffith, Baragwanath, and the Mover.

ORDERS OF THE DAY :—

1. **EVIDENCE LAW AMENDMENT BILL.**—Second reading.
2. **WORKMEN AND SUB-CONTRACTORS' LIEN BILL.**—Second reading.

WEDNESDAY, 17TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. **CAPT. CLARKE**: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions :—
- (1) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5.) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.
 - (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
 - (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
 - (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
 - (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
 - (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
 - (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
 - (14.) And that a Bill be brought in for these purposes, and to make provision for the sale, occupation, and management of the Crown Lands of Victoria.

ORDERS OF THE DAY :—

1. PATENTS BILL.—Second reading.
2. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
3. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
4. SPIRIT MERCHANTS BILL.—Second reading.
5. AUCTIONEERS BILL.—Second reading.

General Business :—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

WEDNESDAY, 24TH DECEMBER.

General Business :—

ORDER OF THE DAY :—

1. POWERS OF ATTORNEY BILL.—Second reading.

MEETINGS

OF

SELECT COMMITTEES.

Thursday, 11th December.

POSTAL SYSTEM—at 12 o'clock.
 KELLY'S LAND CLAIM—at 1 o'clock.

Friday, 12th December.

ELECTION AND QUALIFICATION COMMITTEE—at a quarter after 11 o'clock.

Tuesday, 16th December.

STANDING ORDERS—at 2 o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

THURSDAY, 11TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. JURIES BILL.—Mr. Fellows, pursuant to resolution of the Assembly, brought up a Bill intituled "*A Bill for regulating Juries,*" and moved that it be read a first time.
Question—put and passed.—Bill read a first time.—Ordered to be printed and read a second time Thursday, 18th December instant.
3. PETITION.—Mr. Haines presented a Petition from certain landowners, farmers, and others resident in the parishes of Moolap, Bellerine, Paywit, and Barrabool Hills, suggesting, that in any contracts that may be entered into between this date and the termination of the harvest, provision may be made for the non-prosecution of the works during the period already indicated, viz., one month.
Petition received.
4. PAPERS.—Mr. Childers presented, by command of His Excellency the Officer administering the Government the following Paper :—
Australian Tariffs.—Correspondence relative to the assimilation of the Australian Tariffs.
Ordered to lie on the Table.
Mr. Childers also presented, pursuant to an order of the Assembly, dated the 9th December instant :—
A Return of the quantity and value of Coal imported annually, since separation, into this Colony, distinguishing the places from which it has been imported.
Ordered to be printed.
5. GUNPOWDER BILL.—Mr. Childers moved, pursuant to notice, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolution :—
That it is expedient to amend the Act 11 Victoria, No. 50, intituled, "*An Act to regulate the keeping and carriage of Gunpowder in that part of the Colony of New South Wales called 'Port Phillip.'*"
Question—put and passed.
Whereupon the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee considered it expedient to amend the Act 11 Victoria No. 50, intituled, "*An Act to regulate the keeping and carriage of Gunpowder in that part of the Colony of New South Wales called 'Port Phillip,'*" and that a Bill be brought in for the above purpose—The Assembly adopted the Report, and ordered the Bill to be brought in accordingly.
6. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Mr. Stawell moved, pursuant to amended notice, That the Speaker leave the Chair and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the propriety of bringing in a Bill for the relief of persons having claims against the Government.
Question—put and passed.
Whereupon the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee considered it expedient that a Bill be brought in for the relief of persons having claims against the Government—The Assembly adopted the Report and ordered a Bill to be brought in accordingly.
7. PETITION.—Mr. Foster presented a Petition from certain owners and occupiers of land in the parishes of Bulla Bulla, Bolinda, and Darraweit Guim, praying the Assembly would take into consideration the injustice and injury which are occasioned by the total absence of a practicable line of public road through the portions of land in the parishes of Bulla Bulla, Bolinda, and Darraweit Guim, lying between the Deep Creek and Emu Creek, and would cause a road to be opened through the said land in such direction as the Petitioners, with the concurrence of the Central Road Board, might point out.
Petition received.

8. **GUNPOWDER BILL**—Mr. Childers, pursuant to resolution of the Assembly, brought in a Bill intituled "*A Bill to amend an Act intituled An Act to regulate the keeping and carriage of Gunpowder in that part of the Colony of New South Wales called, 'Port Phillip,'*" and moved that it be now read a first time.
Question—put and passed—Bill read a first time.—Ordered to be printed and read a second time Thursday, 18th December instant.
9. **PETITIONS**—Mr. Humffray presented a Petition from certain Chinese Immigrants now in Victoria, praying for the Repeal of the Tax on Chinese Immigrants, being a tax so oppressive and so obnoxious to so large a body of immigrants, and one that cannot but be considered rather as a penalty than a subscription to the revenue.
Petition received.
Mr. Humffray also presented a Petition from John Gwynn Middleton Wigley, late of Muckleford, and now of Ballarat, gentleman, praying that his case as set forth in the Petition, might be taken into consideration by the Assembly, and that an inquiry might be made into the circumstances, and that such other relief might be afforded to the Petitioner as to the Assembly should seem meet.
Petition received.
Mr. Humffray also presented a Petition from James Francis Bentley, late of the Eureka Hotel, Ballarat, and of Catherine Bentley, his wife, praying the Assembly to take into its compassionate consideration the destitute condition to which the Petitioners have been reduced through the destruction of their property by lawless violence, and would cause inquiry to be made into the whole of the circumstances and determine as to what extent of restitution of property or compensation for its loss they are justly entitled.
Petition received.
10. **ORDERS OF THE DAY DISCHARGED**.—The Assembly ordered that the following Orders of the Day be discharged from the Paper:—
"Customs Laws Consolidation Bill—Second reading."
"Financial Condition of the Country—To be further considered in Committee."
11. **CENSUS BILL**.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again Tuesday, 16th December, instant.
12. **ELECTORAL ACT AMENDMENT BILL**.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, the Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress and obtained leave to sit again Wednesday, 17th December instant.
13. **PUBLIC BATHS**.—Dr. Embling, moved, pursuant to *amended* notice, That a Committee be appointed, consisting of the Honorable Captain Pasley and Captain Clarke, Mr. Moore, Mr. D. S. Campbell, Mr. McCulloch, Mr. Rutledge, and the Mover, to consider upon and to report as to the most suitable method of establishing Public Baths.
Question—put and passed.
14. **CHAIRMAN OF COMMITTEES**.—Mr. Nichie moved, pursuant to notice, That Mr. Butler Cole Aspinall be appointed Chairman of Committees of the Assembly.
Question—put and passed.
15. **ADAMSON'S ACTS OF COUNCIL**.—Mr. Syme moved, pursuant to notice, for a return of the following particulars relative to the publication of the Acts of Council:—
(1.) The number of copies printed, and the expense of printing the same.
(2.) The date when they were ready for sale; the number of copies disposed of to the trade or the general public up to the present time; and the amount spent by the Government in advertising them.
(3.) The number of copies furnished to the various judicial tribunals throughout the country, and the date at which they were furnished.
(4.) The date at which Mr. Travers Adamson was furnished with the 250 copies presented to him by the Chief Secretary, and the proportionate cost of printing and binding the same.
(5.) Copy of the agreement between Mr. Travers Adamson and the Chief Secretary, with respect to this mode of disposing of the public property.
(6.) The opinion of the Attorney General as to the authority of the Chief Secretary to dispose of public property without the sanction of this House.
(7.) A statement of the mode in which the public documents printed by the Government have been ordinarily disposed of hitherto.
(8.) Copy of the letter from the Secretary of the Mechanics' Institution to the Chief Secretary applying for a copy of the Acts of Council, with the Chief Secretary's reply.
Question—put and passed.

16. **CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.**—Mr. Stawell, pursuant to resolution of the Assembly, brought up a Bill intituled "*A Bill for the Relief of Persons having claims against the Government,*" and moved that it be now read a first time.

Question put and passed.

Bill read a first time—Ordered to be printed, and read a second time, Wednesday, 17th December instant.

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

"*Choses in Action Bill.*—*Second reading.*"

Assembly adjourned at six minutes to eight o'clock until twelve o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 12TH DECEMBER.

1. **DR. OWENS :** To ask the Chief Secretary, under what authority a member of the Legislative Council now holds a seat in the Executive. Is he a salaried or responsible officer of the Crown, and, further, can he retain his seat in Parliament without submitting himself for re-election?
2. **MR. FYFE :** To ask the Treasurer for a return of the number and amount of debentures issued by the Victoria Government, the rate of discount or premium (if any) at which they have been sold, the amount of interest which they bear, when they are redeemable, for what purposes they have been or are to be applied; also, the amount of guaranteed interest and capital for which the Government are responsible, and at what periods interest and principal are due.
3. **MR. J. B. WERE :** To ask the Honorable the Surveyor General whether his attention has been drawn to the alterations of the coast line of the Bay from Sandridge southwards beyond Brighton by the encroachments of the sea, from persons removing rocks and stones below and above high-water mark; and if so, whether the Honorable Member will be good enough to state if he will give such directions as will in future prevent the removal of stones and rocks from this part of the Coast.
4. **MR. ROBERT BENNETT :** To ask the Honorable the Commissioner of Public Works whether it is the intention of the Government to complete the bridge across the Merri Creek, at Pentridge, of which one abutment has been erected, and if so, when; also, what amount, if any, of the sums voted for roads and bridges has been set apart and remains available for this purpose.
5. **MR. PYKE :** To ask the Commissioner of Public Works if he is aware that the Stockades recently erected at Castlemaine and Ballarat have been blown down, and if so, whether it is intended to reconstruct them in a more effective and substantial manner; also, whether the blame of originally erecting such fragile structures is attachable to the designer or to the contractor, and if to neither, then on whom does the blame rest.
6. **MR. BARAGWANATH :** To ask the Chief Secretary, if the Government intend placing an Escort between Waranga and Heathcote, and if so, when?
7. **MR. FYFE :** To ask the Treasurer for a Return of the amount of unclaimed gold at present in the Colonial Treasury, or at the treasuries or receiving offices on the various Gold Fields, up to the 31st January, 1855.
8. **MR. HUGHES :** To ask the Hon. the Treasurer when he will lay upon the Table of this House a statement in detail of the Revenue and Expenditure for the year 1856.

NOTICES OF MOTION :—

1. **CAPT. PASLEY :** To move,
 - (1.) That a Select Committee be appointed to consider and report on the best mode of providing such further accommodation, whether temporary or permanent, as may be required in the new Houses of Parliament, and the nature of the decorations most suitable both for the exterior and interior of the building.
 - (2.) That the Committee be empowered to call for persons and papers, and to take such evidence as they may think proper.
 - (3.) That such Committee consist of the following gentlemen, viz.: the Speaker, Messrs. Moore, O'Shanassy, Clarke, Pyke, Greeves, Foster, Duffy, Griffith, Goodman, and the Mover.
2. **MR. GAVAN DUFFY :** To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.

3. **MR. FYFE:** To move for the following Returns, namely :—
- (1.) The number of Crown Grants issued during the year 1855, the cost of preparing such Grants, and the amount received for the same.
 - (2.) The fees received for the registration of Title Deeds.
 - (3.) The fees received for the registration of other papers or documents.
 - (4.) The amount of fees paid in connexion with the Supreme Court in civil cases.
 - (5.) The amount of fees paid into the Insolvent Court, and the mode of appropriating such fees.
4. **MR. HUMFRAY:** To move for leave to bring in a Bill for the better management of the Gold Fields in the district of Ballaarat.
5. **MR. GAVAN DUFFY:** To move, That an Address be presented to His Excellency the Acting Governor, requesting that a sum may be placed on the Estimates for the erection, at convenient places in the City, of Iron Boxes, suitable to be employed as Post Office "Receivers" for letters and newspapers intended to be forwarded by post.
6. **MR. MICHIE:** To move, That the Petition of Mr. Henry Crossley Smith, presented to and received by this Honorable House on the 2nd instant, be referred to the Committee for enquiring into the losses occasioned by the riots at the Eureka Hotel, at Ballaarat.
7. **MR. MICHIE:** To move, That copies of all documents and correspondence relative to the dismissal of Mr. Alfred Henry Constable from his office of First Clerk in the "Expenditure Branch" of the department of the Treasury, in the month of November, in the year 1854, be laid on the Table of the House; together with copies of any correspondence relating to his subsequent reinstatement in the public service of the Colony.
8. **MR. CHILDERS:** To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolution :—
That it is expedient to amend the laws relating to distillation, and to impose upon spirits distilled in "Victoria," a duty equal to the duty of Customs on spirits imported into Victoria.
9. **MR. O'BRIEN:** To move, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.
10. **MR. WILLS:** To move,
- (1.) That the system of discipline pursued in the Penal Establishments of Victoria is directly opposed to the reformation of criminals, and alike repugnant to common feeling and common sense.
 - (2.) That the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (3.) That for the accomplishment of such purposes it is desirable that the Officers of Government should be authorised as soon as convenient to initiate a system whereby the criminal, in certain cases, shall be taught a trade, and be paid for his labor, debiting him with the cost of his keep, and crediting him with the balance of his earnings, permitting a well-conducted man the present use of a portion of such balance in a moderate indulgence of (to the laboring man) the common luxuries of life, such as tea, sugar, and tobacco; and reserving the remainder for his use on the expiration of his sentence.
 - (4.) That the rules aforesaid of debiting, crediting, and indulgence should also apply in all cases where the labor of the criminal can be made available for the public service; and—
Contingent on the adoption of a part or the whole of the foregoing resolutions, that a committee consisting of the Attorney General, Captain Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Snodgrass, Mr. Humfray, and the Mover, be appointed to take evidence, and report upon a scheme of Penal discipline, to be devised in consonance with the spirit thereof.

ORDERS OF THE DAY :—

1. **BANKERS' DRAFTS LAW AMENDMENT BILL.**—Second reading.
2. **GUNPOWDER BILL.**—Second reading.

TUESDAY, 16TH DECEMBER.

NOTICES OF MOTION :—

1. **DR. ENBLING:** To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.

2. **MR. SARGOOD**: To move for a Return of all Public Lands which have been alienated for Religious purposes in Melbourne and Geelong respectively; shewing
- (1.) The date of the Government grant, the area, the locality, to what denomination.
 - (2.) Have any such lands been used otherwise than for strictly religious purposes? If so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent or rents or bonus, for what term.
 - (3.) A statement showing the appropriation of such rents or bonus, whether on churches or chapels, ministers' houses or other purposes, distinguishing the amount appropriated to each respectively.
 - (4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto? If so, when?
3. **DR. OWENS**: To move, That any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except in such cases as are provided by the Constitution.
4. **MR. LALOR**: To move for leave to bring in a Bill for the better prevention of the crime of horsestealing.
5. **MR. KING**: To move, That a Select Committee be appointed to enquire into the expediency of purchasing a portion of land known as the shipping point at Port Albert, for the purpose of erecting a public shipping yard for cattle, and a public wharf, such Committee to consist of Captain Clarke, Messrs. Goodman, Moore, Davis, Griffith, Baragwanath, and the Mover.
6. **MR. HAMMILL**: To move for a Return of the amount of debentures issued by the Government, that have been made payable in London.
7. **MR. BLAIR**: To move for a Report on the projected Trigonometrical Survey of the Territory, setting forth the proposed scale of the triangulation; the proposed scale of the topographical maps to be made from it; the means to be adopted for measuring a general base line and bases of verification; the extent to which the preliminary operations of the survey have already been carried; a detailed list of the staff now employed on the operations, with the salary and allowances of each person; a table of the full staff proposed to be employed, with a scale of salaries and allowances; the estimated time within which the survey can be completed; the actual expenditure to the present date; and the estimated total cost of the survey.
8. **MR. HAMMILL**: To move for a copy of the Quarterly Returns made by the several Banks in the Colony on and from the first quarter of 1852; also, for a return of the declared value of the imports to and exports from the Colony in each year, commencing with 1852, and distinguishing the value of gold exported, and of coin imported or exported.

ORDERS OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—Second reading.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
3. CENSUS BILL.—To be further considered in committee.

WEDNESDAY, 17TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. **CAPT. CLARKE**: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions :—
 - (1) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.
 - (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.

- (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
- (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
- (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
- (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sale, occupation, and management of the Crown Lands of Victoria.
2. MR. SLADEN : To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions :—
- (1.) That it is the opinion of this Committee that there shall be paid on the license of every publican, commencing on or after the 1st day of July, 1857, a fee at the rate of £25 per annum.
- (2.) That the unclaimed proceeds of the sale of cattle, received under the Act 18 Vict., No. 30, sec. 21, should be paid into the Consolidated Revenue.
- (3.) That the fees arising from Public Pounds should be paid into the Consolidated Revenue, and the charges of such Pounds be defrayed therefrom.
- (4.) That the net revenues received by the Commissioners of Sewers and Water Supply should be paid into the Consolidated Revenue.
- (5.) That the amounts received for the labor of prisoners, under the regulations of the Governor in Council, should be paid into the Consolidated Revenue.
- (6.) That Bills should be brought in for these purposes, and to amend the laws relating to Publicans, to Public Pounds, and to the Sewerage and Water Supply of the City of Melbourne.
3. MR. SLADEN : To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY :—

1. PATENTS BILL.—Second reading.
2. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
3. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
4. SPIRIT MERCHANTS BILL.—Second reading.
5. AUCTIONEERS BILL.—Second reading.
6. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
7. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.

General Business :—

1. MR. GREEVES : To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

THURSDAY, 18TH DECEMBER.

Government Business :—

NOTICE OF MOTION :—

1. MR. SLADEN : To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.

ORDERS OF THE DAY :—

1. JURIES BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

FRIDAY, 19TH DECEMBER.

NOTICE OF MOTION :—

1. MR. GAVAN DUFFY : To move for leave to bring in a Bill to abolish the Property Qualification required by Members of the Legislative Assembly.

WEDNESDAY, 24TH DECEMBER.

General Business :—

ORDER OF THE DAY :—

1. POWERS OF ATTORNEY BILL.—Second reading.

MEETINGS
OF
SELECT COMMITTEES.

Friday, 12th December.

ELECTIONS AND QUALIFICATIONS COMMITTEE—at a quarter after 11 o'clock.

Tuesday, 16th December.

POSTAL SYSTEM—at 12 o'clock.

STANDING ORDERS—at 2 o'clock.

KELLY'S LAND CLAIM—at half past 2 o'clock.

Thursday, 18th December.

PUBLIC BATHS—at 12 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 14.

FRIDAY, 12TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PARLIAMENT HOUSES.—Capt. Pasley moved, pursuant to notice :—
 - (1.) That a Select Committee be appointed to consider and report on the best mode of providing such further accommodation, whether temporary or permanent, as may be required in the new Houses of Parliament, and the nature of the decorations most suitable both for the exterior and interior of the building.
 - (2.) That the Committee be empowered to call for persons and papers, and to take such evidence as they may think proper.
 - (3.) That such Committee consist of the following gentlemen, viz. : the Speaker, Messrs. Moore, O'Shanassy, Clarke, Pyke, Greeves, Foster, Duffy, Griffith, Goodman, and the Mover.
 Debate ensued.
 Question—put and passed.
3. SUPREME COURT FEES.—Mr. Fyfe moved, pursuant to notice, for the following Returns, namely :—
 - (1.) The number of Crown Grants issued during the year 1855, the cost of preparing such Grants, and the amount received for the same.
 - (2.) The fees received for the registration of Title Deeds.
 - (3.) The fees received for the registration of other papers or documents.
 - (4.) The amount of fees paid in connexion with the Supreme Court in civil cases.
 Question—put and passed.
4. DISTILLATION OF SPIRITS.—Mr. Childers moved, pursuant to notice, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolution :—

That it is expedient to amend the laws relating to distillation, and to impose upon spirits distilled in Victoria a duty equal to the duty of Customs on spirits imported into Victoria.

 Question—put and passed.
 Whereupon the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman having reported that the Committee considered it expedient to amend the laws relating to distillation, and to impose upon spirits distilled in Victoria a duty equal to the duty of Customs on spirits imported into Victoria, and that a Bill be introduced for these purposes—The Assembly adopted the Report, and ordered the Bill to be brought in accordingly.
5. ROADS AND BRIDGES.—Mr. O'Brien moved, pursuant to notice, That the Assembly resolve itself into a Committee of the whole for the adoption of an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.
 Question—put and passed.
 Whereupon the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman reported progress, and obtained leave to sit again Thursday, 17th December instant.

6. **PENAL DISCIPLINE.**—Mr. Wills moved, pursuant to *amended* notice,
- (1.) "That" the aim of a Christian State should be not so much to punish or revenge itself on those who offend against its laws, as to encourage in the criminal the *habit of labor*, and in all cases, where practicable, return him to the world a useful member of society.
 - (2.) That a Committee, consisting of Mr. Haines, Mr. Stawell, Capt. Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Michie, Mr. Humffray, Mr. Read, Mr. Fyfe, Mr. Smith, Mr. Syme, Mr. Foster, and the Mover, be appointed to take evidence and report upon the most advisable scheme of Penal Discipline, and that the Committee have power to send for persons and papers.
- Mr. Griffith moved, as an amendment, That all the words after the word "that" in the first paragraph, be omitted, with a view to insert the following words—"the end of punishment for crime is to deter from its commission, that that punishment should not assume the form of revenge against the criminal, but should be combined with such provisions as would encourage him in the habit of labor, and in all cases where practicable return him to the world a useful member of society."
- Debate ensued.
- Mr. Horne moved the previous question.
- Mr. Wills, by leave, withdrew the first paragraph of his motion, and
- Mr. Griffith, with leave, also withdrew his proposed amendment.
- Previous question, by leave, also withdrawn.
- Question—That a Committee, consisting of Mr. Haines, Mr. Stawell, Capt. Pasley, Mr. O'Shanassy, Mr. Blair, Mr. Michie, Mr. Humffray, Mr. Read, Mr. Fyfe, Mr. Smith, Mr. Syme, Mr. Foster, and the Mover, be appointed to take evidence, and to report upon the most advisable scheme of Penal Discipline, and that the Committee have power to send for persons and papers—put and passed.
7. **POSTAL SYSTEM.**—Mr. Greeves, by leave of the Assembly, moved, That the following Members, viz., Captain Anderson, Mr. Cameron, Mr. Colin Campbell, Dr. Owens, and Mr. Rutledge be added to the Committee now sitting upon the Inland Postal System, and that power be given to the said Committee to take evidence and send for persons and papers.
- Question—put and passed.
8. **BANKERS' DRAFTS LAW AMENDMENT BILL.**—Mr. Horne moved that this Bill be now read a second time.
- Question—put and passed.—Bill read a second time.
- On the motion of Mr. Horne, the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
- The Chairman reported progress, and obtained leave to sit again Friday, 19th December instant.
9. **ORDER OF THE DAY DISCHARGED.**—The Assembly ordered that the following Order of the Day be discharged from the Paper:—
- "Gunpowder Bill—Second reading."*
- Assembly adjourned at nineteen minutes to five o'clock until four o'clock on Tuesday next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 16TH DECEMBER.

1. **CAPT. ANDERSON:** To ask Capt. Pasley whether the Government have made any arrangements for building bridges over the creeks and rivers between the southern boundary of the parish of Cranbourne and the south side of the Bass River, in the county of Mornington.
2. **MR. O'SHANASSY:** To ask the Chief Secretary for what period he proposes to move the adjournment of the House at the Christmas recess.
3. **MR. GAVAN DUFFY:** To ask the Attorney General whether the Parliamentary draftsmen for whom fees have been placed on the estimates, are already appointed—if so, to state their names and date of their appointment, and whether it is intended that their services shall be available for the House generally, to draw such Bills as it orders or permits to be brought in, or only for Members of the Government.
4. **MR. HUGHES:** To ask the Treasurer,
 - (1.) Whether a correct balance-sheet of the financial affairs of the Colony, up to the 31st December, 1854, showing the assets and liabilities, has been prepared.
 - (2.) Whether such a balance-sheet up to 31st December, 1854, has been prepared.
 - (3.) Whether an exact statement of the actual receipts and expenditure for the year ending 31st December, 1855, has been prepared and audited. And,
 - (4.) In the event of the reply to the latter question being in the affirmative, To ask for an explanation why the instructions of the Finance Committee, desiring that "the Estimates of Revenue and Expenditure should show, in separate columns, under the same general heads, the actual receipts and expenditure of the year previous to that in which the Estimates are prepared."

NOTICES OF MOTION:—

1. **DR. EMBLING** : To move,
 - (1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.
 - (2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDougall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.
2. **MR. SARGOOD** : To move for a Return of all Public Lands which have been alienated for Religious purposes in Melbourne and Geelong respectively; shewing
 - (1.) The date of the Government grant, the area, the locality, to what denomination.
 - (2.) Have any such lands been used otherwise than for strictly religious purposes? If so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent or rents or bonus, for what term.
 - (3.) A statement showing the appropriation of such rents or bonus, whether on churches or chapels, ministers' houses or other purposes, distinguishing the amount appropriated to each respectively.
 - (4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto? If so, when?
3. **DR. OWENS** : To move, That any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except in such cases as are provided by the Constitution.
4. **MR. LALOR** : To move for leave to bring in a Bill for the better prevention of the crime of horsetealing.
5. **MR. KING** : To move, That a Select Committee be appointed to enquire into the expediency of purchasing a portion of land known as the shipping point at Port Albert, for the purpose of erecting a public shipping yard for cattle, and a public wharf, such Committee to consist of Captain Clarke, Messrs. Goodman, Moore, Davis, Griffith, Baragwanath, and the Mover.
6. **MR. HAMMILL** : To move for a Return of the amount of debentures issued by the Government, that have been made payable in London.
7. **MR. BLAIR** : To move for a Report on the projected Trigonometrical Survey of the Territory, setting forth the proposed scale of the triangulation; the proposed scale of the topographical maps to be made from it; the means to be adopted for measuring a general base line and bases of verification; the extent to which the preliminary operations of the survey have already been carried; a detailed list of the staff now employed on the operations, with the salary and allowances of each person; a table of the full staff proposed to be employed, with a scale of salaries and allowances; the estimated time within which the survey can be completed; the actual expenditure to the present date; and the estimated total cost of the survey.
8. **MR. HAMMILL** : To move for a copy of the Quarterly Returns made by the several Banks in the Colony on and from the first quarter of 1852; also, for a return of the declared value of the imports to and exports from the Colony in each year, commencing with 1852, and distinguishing the value of gold exported, and of coin imported or exported.
9. **MR. SNODGRASS** : To move,
 - (1.) For a Return shewing the quantity of Land now comprised or intended to be comprised within the limits of the first class, "Town Lands," as proposed by Captain Clarke's resolutions on the sale of Crown Lands.
 - (2.) The quantity of Land now comprised or intended to be comprised within the second class, "Suburban Lands," of the said resolutions.
 - (3.) The quantity of Land comprised or intended to be comprised within the third class, "Country Lands" of the said resolutions; together with a map or chart of the Colony, shewing the situation and name of all cities, towns, villages or hamlets in Victoria, and extent of reserves for the same. The situation and extent of all Lands comprised within the second class, "Suburban Lands," and the situation and extent of the lands comprised under the third classification.
 - (4.) The number of licenses for occupation of crown lands issued for other than pastoral or mining purposes, and nature of such licenses; the number of licenses issued for pastoral purposes; acreable extent of each run; estimated grazing capacities of each run; amount of assessment now paid by each holder of run; amount as proposed to be charged by the beforementioned resolutions.
10. **MR. FOSTER** : To move for a return of—
 - (1.) The amount of property assessed in each Municipality in Victoria in 1856.
 - (2.) The amount of rate struck.
 - (3.) The amount of rates *bona fide* collected.
 - (4.) A statement of when such rates were struck—whether in the first or second half of the year.
11. **MR. HUMFFRAY** : To move for leave to bring in a Bill for the better management of the Gold Fields.
12. **MR. FELLOWS** : To ask for leave to bring in a Bill for the more easy recovery of certain debts and demands.

13. MR. MICHIE: To move, That the Petition of Mr. Henry Crossley Smith, presented to and received by this Honorable House on the 2nd instant, be referred to the Committee for enquiring into the losses occasioned by the riots at the Eureka Hotel, at Ballarat.
14. MR. MICHIE: To move, That copies of all documents and correspondence relative to the dismissal of Mr. Alfred Henry Constable from his office of First Clerk in the "Expenditure Branch" of the department of the Treasury, in the month of November, in the year 1854, be laid on the Table of the House; together with copies of any correspondence relating to his subsequent reinstatement in the public service of the Colony.

ORDERS OF THE DAY:—

1. EVIDENCE LAW AMENDMENT BILL.—Second reading.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
3. CENSUS BILL.—To be further considered in Committee.

WEDNESDAY, 17TH DECEMBER.

Government Business:—

NOTICES OF MOTION:—

1. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
 - (1) That, for the purposes of sale, Crown Lands shall be distinguished into three classes:—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5.) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.
 - (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
 - (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
 - (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
 - (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
 - (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
 - (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
 - (14.) And that a Bill be brought in for these purposes, and to make provision for the sale occupation, and management of the Crown Lands of Victoria.
2. MR. SLADEN: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
 - (1.) That it is the opinion of this Committee that there shall be paid on the license of every publican, commencing on or after the 1st day of July, 1857, a fee at the rate of £25 per annum.
 - (2.) That the unclaimed proceeds of the sale of cattle, received under the Act 18 Vict., No. 30, sec. 21, should be paid into the Consolidated Revenue.
 - (3.) That the fees arising from Public Pounds should be paid into the Consolidated Revenue, and the charges of such Pounds be defrayed therefrom.
 - (4.) That the net revenues received by the Commissioners of Sewers and Water Supply should be paid into the Consolidated Revenue.
 - (5.) That the amounts received for the labor of prisoners, under the regulations of the Governor in Council, should be paid into the Consolidated Revenue.

- (6.) That Bills should be brought in for these purposes, and to amend the laws relating to Publicans, to Public Pounds, and to the Sewerage and Water Supply of the City of Melbourne.
3. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY:—

1. PATENTS BILL.—Second reading.
2. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
3. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
4. SPIRIT MERCHANTS BILL.—Second reading.
5. AUCTIONEERS BILL.—Second reading.
6. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
7. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.

General Business:—

NOTICES OF MOTION:—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
2. MR. FYFE: To move for a return of the unclaimed gold now lying in the Treasury, specifying the dates when each amount or parcel was deposited per escort, the places of deposit, amount of escort fees due upon the respective lots, and particulars of rent that has accumulated upon each parcel since its receipt in Melbourne, up to the 30th June, 1856.
3. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).

THURSDAY, 18TH DECEMBER.

Government Business:—

NOTICE OF MOTION:—

1. MR. SLADEN: To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.

ORDERS OF THE DAY:—

1. JURIES BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.

General Business:—

ORDER OF THE DAY:—

1. EXPENDITURE ON ROADS.—To be further considered in Committee.

FRIDAY, 19TH DECEMBER.

NOTICE OF MOTION:—

1. MR. GAVAN DUFFY: To move for leave to bring in a Bill to abolish the Property Qualification required by Members of the Legislative Assembly.
2. MR. CHILDERS: To call the attention of the House to the arrangements now in force relative to the introduction of dutiable goods by way of the River Murray.
3. MR. GAVAN DUFFY: To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.

ORDER OF THE DAY:—

1. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.

WEDNESDAY, 24TH DECEMBER.

General Business:—

ORDER OF THE DAY:—

1. POWERS OF ATTORNEY BILL.—Second reading.

MEETINGS
OF
SELECT COMMITTEES.

Tuesday, 16th December.

PARLIAMENT HOUSES—at 10 o'clock.
POSTAL SYSTEM—at 12 o'clock.
STANDING ORDERS—at 2 o'clock.
KELLY'S LAND CLAIM—at half-past 2 o'clock.
ELECTIONS AND QUALIFICATIONS—at half-past 3 o'clock.

Thursday, 18th December.

PUBLIC BATHS—at 12 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

TUESDAY, 16TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPER.—Mr. Childers presented, by command of His Excellency the Officer administering the Government, the following Paper :—
Immigration.—Correspondence relative to Immigration.
Ordered to lie on the Table.
3. PETITIONS.—Mr. O'Shanassy presented a Petition from certain Jurors of the City of Melbourne and its suburbs, praying the Assembly would be pleased to take into consideration the statements set forth in the Petition, and make such alterations in reference to the Jury Laws at present existing in this Colony as to the Assembly might seem meet.
Petition received.
Dr. Embling presented a Petition from certain Quarrymen and others of Collingwood, praying the Assembly to take such steps as might be found advisable to remove the Crown prisoners from such employment as depreciates the value of the free laborer in the exercise of his calling.
Petition received.
Mr. Lalor presented a Petition from certain Storekeepers and others of Ballaarat, Hard Hills, &c., Fiery Creek, Creswick Creek, Daisy Hill, Adelaide Lead, Alma, Maryborough, Avoca, Forest Creek, Castlemaine, Campbell's Creek, Sandhurst, Anderson's Creek, Steiglitz, praying that the Annual License Fee for allowing Storekeepers the privilege of selling Spirituous and Fermented Liquors, might be £10, or such other like sum as the Assembly might think fit to determine on.
Petition received.
Mr. Humfray presented a Petition from certain persons styling themselves the Committee of the Ballaarat Agricultural Society, and others interested in the success of the District, praying the Assembly would be pleased to repeal the present Patent Law, and enact one giving every facility for the free and extensive use of machinery.
4. PAPERS.—The following Papers were, by command of His Excellency the Officer administering the Government, presented as under :—
By Mr. Haines :—
Census Commission—1st and 2nd Reports of the Census Commission.
Ordered to be printed.
And, pursuant to Act of Council, 18th Victoria No. 37—
Avoca Local Court—Regulation for the District of Avoca.
Ordered to be printed.
By Mr. Sladen—
Public Worship—Regulations for the apportionment of the sum of £50,000, reserved under the eighth part of Schedule D to the Constitution Act, for public worship.
Ordered to lie on the Table.
Bank Returns.—General Abstract of sworn returns of Banks in the Colony of Victoria for the quarters ending 31st March, 30th June, and 30th September, 1856.
Ordered to lie on the Table.

Mr. Sladen also presented, pursuant to an Order of the Assembly, dated 2nd December, 1856 :—

A Return, showing the appropriation of that portion of the sum of £50,000 set apart for the promotion of religion which has not been received by the undermentioned sects, although entitled thereto under the 53rd clause of the New Constitution :—

1. The Independents.
2. The United Presbyterians.
3. The Baptists.
4. The Quakers, or Friends.
5. Other Christian denominations.

Ordered to be printed.

Captain Pasley also presented, pursuant to the Melbourne and Hobson's Bay Railway Act :—
Receipts and Expenditure of the Melbourne and Hobson's Bay Railway Company up to 30th April, 1856.

Ordered to lie on the Table.

Also,

Receipts and Expenditure of the Melbourne and Hobson's Bay Railway Company up to 31st October, 1856.

Ordered to lie on the Table.

5. LIVE STOCK IMPORTATION.—Dr. Embling moved pursuant to notice :—

(1.) That the introduction of new and valuable stock is essential to the efficient development of the capabilities of this great country.

(2.) That a Committee, consisting of Messrs. Henty, McCulloch, Rutherford, Johnson, McDofigall, the Honorable the Surveyor General, and the Mover, be appointed, empowered to take evidence, and to inquire into and report upon the best methods of effecting this object, and of the animals most suitable to be beneficially introduced.

Question—put and passed.

6. LANDS GRANTED FOR RELIGIOUS PURPOSES.—Mr. Sargood moved, pursuant to *amended* notice, for a Return of all Public Lands which have been alienated for Religious purposes in the Colony of Victoria; showing

(1.) The date of the Government grant, the area, the locality, to what denomination.

(2.) Have any such lands been used otherwise than for strictly religious purposes? If so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent or rents or bonus, for what term.

(3.) A statement showing the appropriation of such rents or bonus, whether on churches or chapels, ministers' houses or other purposes, distinguishing the amount appropriated to each respectively.

(4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto? If so, when?

Question—put and passed.

7. HORSESTEALING PREVENTION BILL.—Mr. Lalor moved, pursuant to notice, That leave be given to bring in a Bill for the better prevention of the crime of horsestealing.

Question—put and passed.

8. SHIPPING POINT—PORT ALBERT.—Mr. King moved, pursuant to *amended* notice, That a Select Committee be appointed to inquire into the expediency of purchasing a portion of land known as the shipping point at Port Albert, for the purpose of erecting a public shipping yard for cattle, and a public wharf, such Committee to consist of Captain Clarke, Messrs. Goodman, Moore, Davis, Griffith, Childers, Baragwanath, and the Mover.

Question—put and passed.

9. GOVERNMENT DEBENTURES.—Mr. Hammill moved, pursuant to *amended* notice, for a Return of the amount of debentures issued or guaranteed by the Government, that have been made payable in London.

Debate ensued.

Question—put and passed.

10. TRIGONOMETRICAL SURVEY.—Mr. Blair moved, pursuant to notice, For a Report on the projected Trigonometrical Survey of the Territory, setting forth the proposed scale of the triangulation; the proposed scale of the topographical maps to be made from it; the means to be adopted for measuring a general base line and bases of verification; the extent to which the preliminary operations of the survey have already been carried; a detailed list of the staff now employed on the operations, with the salary and allowances of each person; a table of the full staff proposed to be employed, with a scale of salaries and allowances; the estimated time within which the survey can be completed; the actual expenditure to the present date; and the estimated total cost of the survey.

Question—put and passed.

11. BANK RETURNS AND IMPORTS.—Mr. Hammill moved, pursuant to notice, For a copy of the Quarterly Returns made by the several Banks in the Colony on and from the first quarter of 1852; also, for a return of the declared value of the imports to and exports from the Colony in each year, commencing with 1852, and distinguishing the value of gold exported, and of coin imported or exported.

Question—put and passed.

12. **CROWN LANDS.**—Mr. Snodgrass moved pursuant to notice :—
- (1.) For a Return showing the quantity of Land now comprised or intended to be comprised within the limits of the first class, "Town Lands," as proposed by Captain Clarke's resolutions on the sale of Crown Lands.
 - (2.) The quantity of Land now comprised or intended to be comprised within the second class, "Suburban Lands," of the said resolutions.
 - (3.) The quantity of Land comprised or intended to be comprised within the third class, "Country Lands" of the said resolutions; together with a map or chart of the Colony, showing the situation and name of all cities, towns, villages or hamlets in Victoria, and extent of reserves for the same. The situation and extent of all Lands comprised within the second class, "Suburban Lands," and the situation and extent of the lands comprised under the third classification.
 - (4.) The number of licenses for occupation of crown lands issued for other than pastoral or mining purposes, and nature of such licenses; the number of licenses issued for pastoral purposes; acreable extent of each run; estimated grazing capacities of each run; amount of assessment now paid by each holder of run; amount as proposed to be charged by the beforementioned resolutions.
- Debate ensued.
Question—put and passed.
13. **MUNICIPALITIES.**—Mr. Foster moved, pursuant to notice, for a return of :—
- (1.) The amount of property assessed in each municipality in Victoria in 1856.
 - (2.) The amount of rate struck.
 - (3.) The amount of rates *bonâ fide* collected.
 - (4.) A statement of when such rates were struck—whether in the first or second half of the year.
- Mr. O'Shanassy moved, as an amendment, That the following words be added at the end of the above question :—
- (5.) The date of the establishment of each municipality.
 - (6.) The annual cost of the expense of management of each municipality.
 - (7.) The amounts already paid to each municipality.
 - (8.) The estimated value of land given to each municipality (if any) for public purposes.
- Mr. Sargood moved, as a further amendment, That the following words be added after the above amendment :—
- (9.) The data on which the valuation of assessment on unoccupied land has been made.
- Debate ensued.
Question—That the words proposed by Mr. O'Shanassy to be added, be so added—put and passed.
Question—That the words proposed by Mr. Sargood to be added, be so added—put and passed.
Question—That a return be laid upon the Table of this House of :—
- (1.) The amount of property assessed in each municipality in Victoria in 1856.
 - (2.) The amount of rate struck.
 - (3.) The amount of rates *bonâ fide* collected.
 - (4.) A statement of when such rates were struck—whether in the first or second half of the year.
 - (5.) The date of the establishment of each municipality.
 - (6.) The annual cost of the expense of management of each municipality.
 - (7.) The amounts already paid to each municipality.
 - (8.) The estimated value of land given to each municipality (if any) for public purposes.
 - (9.) The data on which the valuation of assessment on unoccupied land has been made—put and passed.
14. **GOLD FIELDS MANAGEMENT BILL.**—Mr. Humffray moved, pursuant to notice, That leave be given to bring in a Bill for the better management of the Gold Fields.
Question—put and passed.
15. **MR. H. C. SMITH.**—Mr. Michie moved, pursuant to notice, That the Petition of Mr. Henry Crossley Smith, presented to and received by this Honorable House on the 2nd instant, be referred to the Committee for inquiring into the losses occasioned by the riots at the Eureka Hotel, at Ballarat.
Question—put and passed.
16. **MR. A. H. CONSTABLE.**—Mr. Michie moved, pursuant to notice, That copies of all documents and correspondence relative to the dismissal of Mr. Alfred Henry Constable from his office of first Clerk in the "Expenditure Branch" of the department of the Treasury, in the month of November, in the year 1854, be laid on the Table of the House; together with copies of any correspondence relating to his subsequent reinstatement in the public service of the Colony.
Question—put and passed.
17. **DEBENTURES.**—Mr. Sladen presented, pursuant to order of this House of this date :—
A Return of the amount of Debentures issued or guaranteed by the Government that have been made payable in London.
Ordered to be printed.
18. **HORSESTEALING PREVENTION BILL.**—Mr. Lalor brought up a Bill intituled, "*A Bill for the better prevention of Horsestealing,*" and moved that it be now read a first time.
Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Tuesday, 30th December instant.

19. GOLD FIELDS MANAGEMENT BILL.—Mr. Humffray brought up a Bill intituled, "*A Bill for the better management of the Gold Fields*," and moved that it be now read a first time.
Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Tuesday, 30th December instant.
20. PAPERS.—Captain Clarke presented by command of His Excellency the Officer administering the Government :—
Maps showing the various trial lines surveyed for the projected railways, together with sections and appendices.
Ordered to lie on the Table.
21. EVIDENCE LAW AMENDMENT BILL.—Mr. Fellows moved that this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Fellows, the Bill was committed to a Committee of the whole House for this day ; and
On the motion of Mr. Fellows, the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again Tuesday, 30th December instant.
22. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 30th December instant :
"*Workmen and Sub-Contractors' Lien Bill—Second reading.*"
23. CENSUS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow
Assembly adjourned at four minutes past seven o'clock until four o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 17TH DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions :—
- (1) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5.) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £8 ; of the second class, than £1 10s. ; and of the third class, than £1 per acre.
 - (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes ; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
 - (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
 - (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
 - (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.

- (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sales occupation, and management of the Crown Lands of Victoria.
2. MR. SLADEN: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
- (1.) That it is the opinion of this Committee that there shall be paid on the license of every publican, commencing on or after the 1st day of July, 1857, a fee at the rate of £25 per annum.
- (2.) That the unclaimed proceeds of the sale of cattle, received under the Act 18 Vict., No. 30, sec. 21, should be paid into the Consolidated Revenue.
- (3.) That the fees arising from Public Pounds should be paid into the Consolidated Revenue, and the charges of such Pounds be defrayed therefrom.
- (4.) That the net revenues received by the Commissioners of Sewers and Water Supply should be paid into the Consolidated Revenue.
- (5.) That the amounts received for the labor of prisoners, under the regulations of the Governor in Council, should be paid into the Consolidated Revenue.
- (6.) That Bills should be brought in for these purposes, and to amend the laws relating to Publicans, to Public Pounds, and to the Sewerage and Water Supply of the City of Melbourne.
3. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.
4. CAPT. PASLEY: To move, That the order referring the question of fitting up the division lobbies as writing rooms for the use of members be discharged, and that the subject be referred to the Parliament Houses Committee.

ORDERS OF THE DAY:—

1. PATENTS BILL.—Second reading.
2. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
3. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
4. SPIRIT MERCHANTS BILL.—Second reading.
5. AUCTIONEERS BILL.—Second reading.
6. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
7. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
8. CENSUS BILL.—To be further considered in Committee.

General Business:—

NOTICES OF MOTION:—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
2. MR. FYFE: To move for a return of the unclaimed gold now lying in the Treasury, specifying the dates when each amount or parcel was deposited per escort, the places of deposit, amount of escort fees due upon the respective lots, and particulars of rent that has accumulated upon each parcel since its receipt in Melbourne, up to the 30th June, 1856.
3. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
4. MR. O'SHANASSY: To move, That the Petition presented by him on the subject of the Juries Bill be printed, and that it be referred to the Committee of the whole House when the Bill is in Committee.
5. MR. HUGHES: To move for a Return shewing under distinct heads the value of the Imports and Exports respectively for the last three years of the three ports of Warrnambool, Belfast, and Portland; also shewing the amount of Tonnage inwards and outwards at each port respectively, distinguishing Colonial from Foreign, as well as the amount of revenue received.

THURSDAY, 18TH DECEMBER.

Government Business:—

NOTICE OF MOTION:—

1. MR. SLADEN: To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.

ORDERS OF THE DAY :—

1. JURIES BILL.—Second reading.
2. GUNPOWDER BILL.—Second reading.
1. MR. CAMERON : To ask the Honorable the Commissioner of Public Works to explain to this House the principle on which the proposed expenditure of the vote of £577,400 for roads and bridges during the year 1857 is based ; whether it has reference to population, traffic, the amount realised from land sales, or other special local circumstances, and particularly with respect to the proposed vote for the Sydney Road, whether it was kept in view that from the almost impassable state of that road in the winter season, merchants in Adelaide have been able to deliver goods on the Ovens diggings, and in the Murray district generally, much cheaper than such goods could have been supplied from Melbourne.
2. MR. GAVAN DUFFY : To ask the Chief Secretary whether any minute was issued by the Executive Council or the Cabinet in relation to subordinate officers of Government becoming candidates at the late general election ; and if so, whether he will lay such minute on the Table of the House.
3. MR. MOORE : To ask the Attorney General what is the reason that Appeals to the Judges in Banco, against the decisions of the Equity Judge, under the 5th section of the Act 19 Victoria, No. 13, are postponed from Term to Term, as at present, to the great injury of the complaining suitors.

NOTICE OF MOTION :—

1. MR. HUGHES : To move for the appointment of a Select Committee to make the necessary regulations connected with the printing ordered by the House to be executed, and for the purpose of selecting and arranging for printing returns and papers presented in pursuance of motions made by members. Such Committee to consist of the Speaker, the Chief Secretary, the Attorney General, Mr. Aspinall, Mr. Snodgrass, Dr. Evans, Mr. Greeves, Mr. O'Shanassy, Mr. Moore, Mr. McCulloch, Mr. Syme, and the Mover.

General Business :—

ORDER OF THE DAY :—

1. EXPENDITURE ON ROADS.—To be further considered in Committee.

FRIDAY, 19TH DECEMBER.

1. DR. OWENS : To ask the Chief Secretary if the Government have taken steps to provide a Court of Petty Sessions, and a Local Court, at Dunolly, and whether steps are taken in regard to the estimates for the erection of suitable buildings for holding these courts in that largely populated place ; and also, are steps taken to make and metal a proper main street through Dunolly.

NOTICES OF MOTION :—

1. MR. GAVAN DUFFY : To move for leave to bring in a Bill to abolish the Property Qualification required by Members of the Legislative Assembly.
2. MR. CHILDERS : To call the attention of the House to the arrangements now in force relative to the introduction of dutiable goods by way of the River Murray.
3. MR. GAVAN DUFFY : To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.
4. MR. O'SHANASSY : To move for the following Returns :—
 - (1.) A Return of the amount of tolls received by the Central Road Board in the whole, and in each year, to this date.
 - (2.) A Return of the number and situation (with the relative distances on each line of road) of the toll-houses in Victoria, and the amount of revenue derived from each.
 - (3.) A Return of the expenditure of the sums received from tolls, shewing the relative sums expended and received in each locality.
5. MR. FELLOWS : To move, That this House do resolve itself into a Committee of the whole, to consider the following resolutions :—
 - (1.) That it is desirable to enable manufacturers and vendors of goods to register any motto, device, label, brand, or other distinguishing trade mark placed by them on their goods.
 - (2.) That on such registration, a small fee should be payable to the Consolidated Revenue.
 - (3.) That any person imitating such motto, device, label, brand, or mark, or selling goods with any such imitation, shall forfeit a sum not exceeding £20 to the person registering.
 - (4.) That such forfeiture shall be recovered in a summary way, before any two Justices of the Peace.
 - (5.) That a Bill for the above purposes shall be prepared and brought in.

6. MR. PYKE: To move:—

- (1.) For Returns of the Grants in aid of National and Denominational Schools, from 1851 to 1855 inclusive, shewing the amount of each grant, and the mode of its distribution by the respective Boards, distinguishing payments for salaries from disbursements for the erection of school-houses, &c., and specifying the several amounts expended in each year—
 In Melbourne and its suburbs,
 In other portions of the County of Bourke,
 In Geelong and its suburbs,
 In other portions of the County of Grant,
 And in each of the other Counties and Districts in Victoria.
- (2.) Also for Returns of all Grants of Land for Educational purposes within the same period, stating separately the quantities granted in each year for National Schools and for Denominational Schools; and shewing the total area granted in each locality as specified in relation to money grants.

7. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—

- (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
- (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
- (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
- (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballarat fourteen miles.
- (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
- (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution:—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400

3400

- (7.) That there shall be employed on the line, between Geelong and Ballarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under:—

At Cowic's Creek and the crossing of the Moorabool River	600
At or between Mount Buninyong Range and Warrencep	500
At Ballarat	500

1600

- (8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.

- (9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	£680,000
And for plant	320,000

£1,000,000

- (10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballarat during the year 1857, of which there shall be spent on labor,

As detailed in the seventh resolution	£320,000
And for plant	180,000

£500,000

- (11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

- (12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

8. MR. CHILDERS to move: That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
- (1.) That from and after the 1st day of March next the arrangements now in force with reference to the introduction of goods subject to duty of Customs from South Australia and New South Wales by or across the River Murray, should cease and determine.
 - (2.) That arrangements should be made with the Government of New South Wales for collection at the common frontier, after the date aforesaid, of duty on goods carried up the River Murray, and for a free trade across the River Murray.
9. DR. OWENS: To move, That, in the opinion of this House, any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except the responsible members of the Executive Council.

ORDER OF THE DAY:—

1. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.

WEDNESDAY, 24TH DECEMBER.

General Business:—

ORDER OF THE DAY:—

1. POWERS OF ATTORNEY BILL.—Second reading.

TUESDAY, 30TH DECEMBER.

ORDERS OF THE DAY:—

1. HORSESTEALING PREVENTION BILL.—Second reading.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
4. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

MEETINGS

OF

SELECT COMMITTEES.

Wednesday, 17th December.

KELLY'S LAND CLAIM—at 1 o'clock.
COAL—at 3 o'clock.

Thursday, 18th December.

STANDING ORDERS—at 10 o'clock.
PUBLIC BATHS—at 12 o'clock.
PARLIAMENT HOUSES—at 1 o'clock.
LIBRARY—at 1 o'clock.

Friday, 19th December.

ELECTIONS AND QUALIFICATIONS—at half-past 11 o'clock.

Wednesday, 31st December.

LIVE STOCK IMPORTATION—at 3 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 16.

WEDNESDAY, 17TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Childers presented, pursuant to 18 Victoria, No. 39, sec. 10 :—
Chinese Immigrants' Fund.—Regulations for the management and distribution of the Chinese Immigrants' Fund.
Ordered to be printed.
3. PETITION.—Mr. Bennett presented to the Speaker a Petition, addressed to the Speaker, from William Campbell, of Brunswick, in the County of Bourke, quarryman, praying that Townsend McDermott might be declared to have been guilty of bribery and treating, and of having used undue influence at the election for the Electoral District of East Bourke.
4. PAPERS.—Mr. Haines presented, pursuant to Act of Council, 17 Victoria, No. 13 :—
Corporation of Melbourne—Plans, Specifications and estimate of the Western Market buildings in the City of Melbourne.
Plans ordered to lie on the Table—Specifications and estimate ordered to be printed.
Also, by command of His Excellency the Officer administering the Government :—
Convict Labor.—Regulations for the employment of convict labor.
Remission Orders.—Copy Despatch from the Secretary of State, and its enclosures, relative to the non-allowance of remission orders to Officers of the Honorable East India Company's Service.
Severally ordered to lie on the Table.
Mr. Stawell presented, pursuant to Order of the Assembly, dated 5th December instant, a Return of :—
(1.) The number of civil causes entered for trial in the Supreme Court at Melbourne, from the 1st January, 1853, to 1st December, 1856.
(2.) The total amount paid into the Prothonotary's Office as jury fees on said causes.
(3.) The number of said causes not tried, and the amount of jury fees paid thereon.
(4.) The amount paid to persons serving on juries, for trial of civil causes during said period.
Ordered to be printed.
5. PETITIONS.—Dr. Embling presented a Petition from certain electors of the district of Collingwood, praying the Assembly not to sanction the erasure of the fourth clause in the Electoral Act Amendment Bill, but to maintain it in its full integrity.
Petition received.
Mr. Childers presented a Petition from certain electors of Collingwood, praying the Assembly would pass the fourth clause of the Bill for extending the electoral franchise.
Petition received.
6. PAPERS.—Mr. Stawell presented, pursuant to Order of this House, dated 3rd December instant :—
Summary Convictions.—A Return of summary convictions by Justices of the Peace of Victoria, where imprisonment with hard labor has been awarded, and how such prisoners are and have been employed.
Ordered to be printed.
7. REPORTS OF DEBATES.—Mr. Greeves, by leave of the Assembly, moved, That the Library Committee be instructed to report on the best means of providing an accurate report of the debates in this House.
Debate ensued.
Question—put and passed.

8. CROWN LANDS MANAGEMENT.—Capt. Clarke moved, pursuant to notice, That the Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

- (1) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
- (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
- (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
- (4.) That the third class shall comprise all lands not included within the first and second classes.
- (5.) That lands of the first and second classes shall be sold by public auction only.
- (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
- (7.) That the upset price of land of the first class shall not be less than £8 ; of the second class, than £1 10s. ; and of the third class, than £1 per acre.
- (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes ; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
- (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
- (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
- (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
- (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands ; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sales occupation, and management of the Crown Lands of Victoria.

Question—put and passed.

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

The Chairman reported progress, and obtained leave to sit again Friday, 19th December instant.

9. PAPER.—Capt. Pasley presented, pursuant to an Order of this House, dated 9th December, 1856 :—

A Return stating the amount of money expended in the Counties of Grenville, Polworth, Ripon, and Hampden, in the making of roads, bridges, and other public works, up to the 1st December instant.

Ordered to be printed.

10. PUBLICANS' LICENSE FEES—POUNDS, &c.—Mr. Sladen moved, pursuant to notice, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

- (1.) That it is the opinion of this Committee that there shall be paid on the license of every publican, commencing on or after the 1st day of July, 1857, a fee at the rate of £25 per annum.
- (2.) That the unclaimed proceeds of the sale of cattle, received under the Act 18 Vict., No. 30, sec. 21, should be paid into the Consolidated Revenue.
- (3.) That the fees arising from Public Pounds should be paid into the Consolidated Revenue, and the charges of such Pounds be defrayed therefrom.
- (4.) That the net revenues received by the Commissioners of Sewers and Water Supply should be paid into the Consolidated Revenue.
- (5.) That the amounts received for the labor of prisoners, under the regulations of the Governor in Council, should be paid into the Consolidated Revenue.
- (6.) That Bills should be brought in for these purposes, and to amend the laws relating to Publicans, to Public Pounds, and to the Sewerage and Water Supply of the City of Melbourne.

Question—put and passed.

Whereupon the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again to-morrow.

11. DISCHARGE OF ORDER.—Capt. Pasley moved, pursuant to notice, That the order referring the question of fitting up the division lobbies as writing rooms for the use of members be discharged, and that the subject be referred to the Parliament Houses Committee.
Question—put and passed.

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—
“ Patents Bill—Second reading.”
“ Customs Law Consolidation Bill—Second reading.”
“ Immigrants Law Amendment Bill—Second reading.”
“ Spirit Merchants Bill—Second reading.”
“ Auctioneers Bill—Second reading.”
“ Electoral Act Amendment Bill—To be further considered in Committee.”
“ Claimants against Government Relief Bill—Second reading.”
“ Census Bill—To be further considered in Committee.”

13. UNCLAIMED GOLD.—Mr. Fyfe moved, pursuant to notice, for a Return of the unclaimed gold now lying in the Treasury, specifying the dates when each amount or parcel was deposited per escort, the places of deposit, amount of escort fees due upon the respective lots, and particulars of rent that has accumulated upon each parcel since its receipt in Melbourne, up to the 30th June, 1856.
Question—put and passed.

14. JURIES BILL.—Mr. O'Shanassy moved, pursuant to notice, That the Petition presented by him on the subject of the Juries Bill be printed, and that it be referred to the Committee of the whole House when the Bill is in Committee.
Question—put and passed.

15. IMPORTS AND EXPORTS—WARRNAMBOOL, BELFAST, AND PORTLAND.—Mr. Hughes moved, pursuant to notice, for a Return shewing under distinct heads the value of the Imports and Exports respectively for the last three years of the three ports of Warrnambool, Belfast, and Portland; also shewing the amount of Tonnage inwards and outwards at each port respectively, distinguishing Colonial from Foreign, as well as the amount of revenue received.
Question—put and passed.

16. PAPER.—Mr. Childers presented, pursuant to Order of this House, made this day :—
A Return shewing under distinct heads the value of the Imports and Exports respectively for the last three years of the three ports of Warrnambool, Belfast, and Portland; also shewing the amount of Tonnage inwards and outwards at each port respectively, distinguishing Colonial from Foreign, as well as the amount of revenue received.
Ordered to be printed.

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

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 18TH DECEMBER.

Government Business :—

ORDER OF THE DAY (*To take precedence*):—

1. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.

NOTICES OF MOTION :—

1. MR. SLADEN: To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.
2. MR. HAINES: To move, That this House, on its rising on Friday, 19th December, do adjourn until Tuesday, 30th December.
3. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY :—

2. JURIES BILL.—Second reading.
3. GUNPOWDER BILL.—Second reading.
4. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
5. PATENTS BILL.—Second reading.
6. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
7. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
8. SPIRIT MERCHANTS BILL.—Second reading.
9. AUCTIONEERS BILL.—Second reading.
10. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
11. CENSUS BILL.—To be further considered in Committee.

General Business :—

1. MR. CAMERON : To ask the Honorable the Commissioner of Public Works to explain to this House the principle on which the proposed expenditure of the vote of £577,400 for roads and bridges during the year 1857 is based ; whether it has reference to population, traffic, the amount realised from land sales, or other special local circumstances, and particularly with respect to the proposed vote for the Sydney Road, whether it was kept in view that from the almost impassable state of that road in the winter season, merchants in Adelaide have been able to deliver goods on the Ovens diggings, and in the Murray district generally, much cheaper than such goods could have been supplied from Melbourne.
2. MR. GAVAN DUFFY : To ask the Chief Secretary whether any minute was issued by the Executive Council or the Cabinet in relation to subordinate officers of Government becoming candidates at the late general election ; and if so, whether he will lay such minute on the Table of the House.
3. MR. MOORE : To ask the Attorney General what is the reason that Appeals to the Judges in Banco, against the decisions of the Equity Judge, under the 5th section of the Act 19 Victoria, No. 13, are postponed from Term to Term, as at present, to the great injury of the complaining suitors.
4. MR. ASPINALL : To ask the Attorney General how often it is intended to hold Sessions and County Courts at Carisbrook, Castlemaine, and Sandhurst during the year 1857.

NOTICES OF MOTION :—

1. MR. HUGHES : To move for the appointment of a Select Committee to make the necessary regulations connected with the printing ordered by the House to be executed, and for the purpose of selecting and arranging for printing returns and papers presented in pursuance of motions made by members. Such Committee to consist of the Speaker, the Chief Secretary, the Attorney General, Mr. Aspinall, Mr. Snodgrass, Dr. Evans, Mr. Greeves, Mr. O'Shanassy, Mr. Moore, Mr. McCulloch, Mr. Syme, and the Mover.
2. MR. HORNE : To move for the following Returns :—
 - (1.) The amount of monies realized from the sale of land at the Police Office, Warrnambool, to which must be added Warrnambool lands sold at Melbourne, Portland, and Belfast, as well as lands within the Warrnambool district, sold under the pre-emptive right, special surveys, and lands selected after having been once submitted to public sale.
 - (2.) The total amount expended at Warrnambool on works which may be termed Government works exclusively.
 - (3.) The amount of public money expended in aid of local funds, or in works not exclusively Government works.
 - (4.) The amount expended on roads and bridges in the district of Warrnambool.
 - (5.) The amount granted to the municipality of Warrnambool.
 - (6.) An enumeration of all public works effected by public funds at Warrnambool, or in the district thereof, distinguishing those effected exclusively by the Government from those assisted only, and stating the cost of each, or the amount of Government aid in each case.
 - (7.) The amount expended by the Government in introducing immigrants into the port of Warrnambool.
 - (8.) Any other expenditure of public monies not embraced in the foregoing clauses.
 - (9.) The revenue derived at Warrnambool from goods liable to duty, ascertaining at the same time, and adding thereto, the duty collected at Belfast from the Warrnambool shipping from July, 1847, until the appointment of a custom-house officer at Warrnambool.
 - (10.) All other sources contributed by Warrnambool towards the public revenue of the Colony, such as Publicans' Licenses, Auctioneers' Licenses, Spirit Merchants' Licenses, Fees in Public Offices, Town Herd Licenses, Timber, Lime, and Quarrying Licenses, Sawyers' Licenses, &c., &c.
 - (11.) The same information as the foregoing, with reference to Belfast and Portland.

3. MR. HUGHES : To move for a Return, showing the amount of Revenue received in the Colony up to the 31st December in each year (including this present year) since separation, distinguishing the following heads:—

- (1.) Customs (exclusive of the Export Duty on Gold).
- (2.) Export Duty on Gold.
- (3.) All other Revenue from Gold mining.
- (4.) Ports and Harbors.
- (5.) Licenses.
- (6.) Postage.
- (7.) Proceeds of Debentures.
- (8.) Land Revenue (gross amount).
- (9.) All other Revenues.

Showing also the balance in hand on the 1st July, 1851; the amount, if any, received from Sydney; and stating the total amount of receipts of all kinds, from the date of separation up to the 31st December, 1856.

Also, for a Return showing the Public Expenditure for the same periods as the above, distinguishing the following heads:—

- (1.) The Houses of Legislature.
- (2.) The Executive Departments, giving the cost of each department respectively.
- (3.) The Customs (including the department of Trade and Customs).
- (4.) Administration of Justice.
- (5.) Police.
- (6.) Gaols.
- (7.) Gold Fields.
- (8.) Stores and Transport.
- (9.) Post Office.
- (10.) Military and Naval.
- (11.) Miscellaneous Services.
- (12.) Grants in Aid.
- (13.) Ports and Harbors.
- (14.) Education.
- (15.) Miscellaneous Departments.
- (16.) Grants in Aid.
- (17.) Public Works, distinguishing those of a temporary character.
- (18.) Immigration.
- (19.) Survey, Sale, and Management of Public Lands.
- (20.) All other expenditure.

Stating also the total amount of expenditure of all kinds from the date of separation up to the 31st December, 1856, and showing the balance on hand or in bank at the latter date.

Also, a Return of the Government liabilities outstanding on 31st December, 1856.

4. DR. EMBLING : To move, That the Petition presented by him yesterday, for preventing the employment of convict labor, be printed.

ORDER OF THE DAY:—

1. EXPENDITURE ON ROADS.—To be further considered in Committee.

FRIDAY, 19TH DECEMBER.

1. DR. OWENS : To ask the Chief Secretary if the Government have taken steps to provide a Court of Petty Sessions, and a Local Court, at Dunolly, and whether steps are taken in regard to the estimates for the erection of suitable buildings for holding these courts in that largely populated place; and also, are steps taken to make and metal a proper main street through Dunolly.

NOTICES OF MOTION:—

1. MR. GAVAN DUFFY : To move for leave to bring in a Bill to abolish the Property Qualification required by Members of the Legislative Assembly.
2. MR. CHILDERS : To call the attention of the House to the arrangements now in force relative to the introduction of dutiable goods by way of the River Murray.
3. MR. GAVAN DUFFY : To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.
4. MR. O'SHANASSY : To move for the following Returns:—
 - (1.) A Return of the amount of tolls received by the Central Road Board in the whole, and in each year, to this date.
 - (2.) A Return of the number and situation (with the relative distances on each line of road) of the toll-houses in Victoria, and the amount of revenue derived from each.
 - (3.) A Return of the expenditure of the sums received from tolls, shewing the relative sums expended and received in each locality.

5. MR. FELLOWS: To move, That this House do resolve itself into a Committee of the whole, to consider the following resolutions:—

- (1.) That it is desirable to enable manufacturers and vendors of goods to register any motto, device, label, brand, or other distinguishing trade mark placed by them on their goods.
- (2.) That on such registration, a small fee should be payable to the Consolidated Revenue.
- (3.) That any person imitating such motto, device, label, brand, or mark, or selling goods with any such imitation, shall forfeit a sum not exceeding £20 to the person registering.
- (4.) That such forfeiture shall be recovered in a summary way, before any two Justices of the Peace.
- (5.) That a Bill for the above purposes shall be prepared and brought in.

6. MR. PYKE: To move:—

- (1.) For Returns of the Grants in aid of National and Denominational Schools, from 1851 to 1855 inclusive, shewing the amount of each grant, and the mode of its distribution by the respective Boards, distinguishing payments for salaries for disbursements for the erection of school-houses, &c., and specifying the several amounts expended in each year—
 In Melbourne and its suburbs,
 In other portions of the County of Bourke,
 In Geelong and its suburbs,
 In other portions of the County of Grant,
 And in each of the other Counties and Districts in Victoria.
- (2.) Also for Returns of all Grants of Land for Educational purposes within the same period, stating separately the quantities granted in each year for National Schools and for Denominational Schools; and shewing the total area granted in each locality as specified in relation to money grants.

7. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—

- (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
- (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
- (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
- (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballarat fourteen miles.
- (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
- (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution:—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400
	3400

- (7.) That there shall be employed on the line, between Geelong and Ballarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under:—

At Cowie's Creek and the crossing of the Moorabool River	600
At or between Mount Buninyong Range and Warreneepe	500
At Ballarat	500
	1600

- (8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.

- (9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	£680,000
And for plant	320,000
	£1,000,000

- (10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballarat during the year 1857, of which there shall be spent on labor,

As detailed in the seventh resolution	£320,000
And for plant	180,000
	£500,000

- (11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.
- (12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.
8. MR. CHILDERS: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
- (1.) That from and after the 1st day of March next the arrangements now in force with reference to the introduction of goods subject to duty of Customs from South Australia and New South Wales by or across the River Murray, should cease and determine.
- (2.) That arrangements should be made with the Government of New South Wales for collection at the common frontier, after the date aforesaid, of duty on goods carried up the River Murray, and for a free trade across the River Murray.
9. DR. OWENS: To move, That, in the opinion of this House, any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except the responsible members of the Executive Council.
10. MR. HUMFRAY: To move for a return of all the public lands sold in the district of Ballaarat, showing—
- (1.) The amounts realized from such sales.
- (2.) The amounts expended on public roads in the same district.
11. DR. OWENS: To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause a sum to be placed on the Estimates for the erection of a bridge at the main road crossing place at Barnungheep over the Loddon River.
12. MR. RUTLEDGE: To move, That a Return be laid on the Table of this House as soon as possible, showing the number of acres of land sold, and the amount received for same in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas, and Follett, respectively, from the 1st July, 1851, to the 30th June, 1856.
13. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).

ORDERS OF THE DAY :—

1. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.
2. CROWN LANDS MANAGEMENT.—To be further considered in Committee.

WEDNESDAY, 24TH DECEMBER.

General Business :—

ORDER OF THE DAY :—

1. POWERS OF ATTORNEY BILL.—Second reading.

TUESDAY, 30TH DECEMBER.

ORDERS OF THE DAY :—

1. HORSESTEALING PREVENTION BILL.—Second reading.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
4. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

WEDNESDAY, 31ST DECEMBER.

General Business :—

NOTICES OF MOTION :—

1. MR. WILLS: To move for—
 - (1.) A Return of the number and description of the several Penal Establishments in Victoria, showing the position, nature, and extent of the same; also the amount of accommodation in each establishment, with the cost of its erection.
 - (2.) A Return of the names, salaries and allowances, and length of service of the several officers and other persons employed in those establishments.

- (3.) A Return of the names, ages, places of birth, trades and callings, and condition (single or married), including number of family (if any) of the several prisoners confined in those establishments respectively, with a statement of the original and any additional sentences passed upon each of such prisoners since their confinement, the court or tribunal by which such sentences have been respectively awarded, and the nature of the offence in each case. Also, a report of the conduct of the prisoners detained in each Penal Establishment, the mode of their employment, diet, and the nature of indulgence granted in such establishment.
2. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

MEETINGS
OF
SELECT COMMITTEES.

Thursday, 18th December.

STANDING ORDERS—at 10 o'clock.
PUBLIC BATHS—at 12 o'clock.
PARLIAMENT HOUSES—at 1 o'clock.
LIBRARY—at 1 o'clock.
KELLY'S LAND CLAIM—at 2 o'clock.

Friday, 19th December.

ELECTIONS AND QUALIFICATIONS—at half-past 11 o'clock.

Wednesday, 31st December.

LIVE STOCK IMPORTATION—at 3 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 17.

THURSDAY, 18TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. D. S. Campbell presented a Petition from certain inhabitants of the Municipality of Richmond, praying the Assembly would pass the fourth clause of the "*Electoral Act Amendment Bill*" as it now stands.
Petition received.
Mr. Brooke presented a Petition from Mingay Syder, of Moorabool-street, Geelong, medical practitioner, praying the Assembly to pass an enactment analagous to the "*Anatomy Bill*" now in force in Great Britain.
Petition received.
3. PAPER.—Mr. Haines presented, pursuant to Act of Council, 18 Victoria, No. 37 :—
Steiglitz Local Court.—Local Court Regulation for the District of Steiglitz.
Ordered to be printed.
4. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
The Chairman reported progress and obtained leave to sit again this day.
5. PAPER.—Mr. Haines, by command of His Excellency the Officer administering the Government, presented the following paper :—
Subordinate Officers of Government.—Minute relative to Subordinate Officers of the Government entering the Legislature.
Ordered to be printed.
6. ADJOURNMENT OF THE ASSEMBLY.—Mr. Haines moved, pursuant to notice, That this House, on its rising on Friday, 19th December, do adjourn until Tuesday, 30th December, at four o'clock.
Question—put and passed.
7. ELECTORAL ACT AMENDMENT BILL.—On the motion of Mr. Haines, the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of this Bill.
The Chairman reported progress and obtained leave to sit again to-morrow.
8. PAPER.—Mr. Haines presented, by command of His Excellency the Officer administering the Government :—
Census Commission.—Report from the Census Commissioners.
Ordered to lie on the Table.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Juries Bill—Second reading.*"
" *Immigrants Law Amendment Bill—Second reading.*"
" *Spirit Merchants Bill—Second reading ;*" and
" *Auctioneers Bill—Second reading,*" until to-morrow ; and
" *Gunpowder Bill—Second reading.*"
" *Publicans' License Fees, Pounds, &c.—To be further considered in Committee.*"
" *Patents Bill—Second reading.*"
" *Customs Law Consolidation Bill—Second reading.*"
" *Claimants against Government Relief Bill—Second reading ;*" and
" *Census Bill—To be further considered in Committee.*"—Until Wednesday, 31st December instant.
10. PRINTING FOR THE ASSEMBLY.—Mr. Hughes moved, pursuant to notice, For the appointment of a Select Committee to make the necessary regulations connected with the printing ordered by the House to be executed, and for the purpose of selecting and arranging for printing returns and papers presented in pursuance of motions made by members, such Committee to consist of the Speaker, the Chief Secretary, the Attorney General,

Mr. Aspinall, Mr. Snodgrass, Dr. Evans, Mr. Greeves, Mr. O'Shanassy, Mr. Moore, Mr. McCulloch, Mr. Syme, and the Mover.

Question—put and passed.

11. WESTWARD TOWNS—REVENUE FROM.—Mr. Horne moved, pursuant to notice, for the following Returns :—

- (1.) The amount of monies realized from the sale of land at the Police Office, Warrnambool, to which must be added Warrnambool lands sold at Melbourne, Portland, and Belfast, as well as lands within the Warrnambool district, sold under the pre-emptive right, special surveys, and lands selected after having been once submitted to public sale.
- (2.) The total amount expended at Warrnambool on works which may be termed Government works exclusively.
- (3.) The amount of public money expended in aid of local funds, or in works not exclusively Government works.
- (4.) The amount expended on roads and bridges in the district of Warrnambool.
- (5.) The amount granted to the municipality of Warrnambool.
- (6.) An enumeration of all public works effected by public funds at Warrnambool, or in the district thereof, distinguishing those effected exclusively by the Government from those assisted only, and stating the cost of each, or the amount of Government aid in each case.
- (7.) The amount expended by the Government in introducing immigrants into the port of Warrnambool.
- (8.) Any other expenditure of public monies not embraced in the foregoing clauses.
- (9.) The revenue derived at Warrnambool from goods liable to duty, ascertaining at the same time, and adding thereto, the duty collected at Belfast from the Warrnambool shipping from July, 1847, until the appointment of a custom-house officer at Warrnambool.
- (10.) All other sources contributed by Warrnambool towards the public revenue of the Colony, such as Publicans' Licenses, Auctioneers' Licenses, Spirit Merchants' Licenses, Fees in Public Offices, Town Herd Licenses, Timber, Lime, and Quarrying Licenses, Sawyers' Licenses, &c., &c.
- (11.) The same information as the foregoing, with reference to Belfast and Portland.

Question—put and passed.

12. REVENUE RETURNS.—Mr. Hughes moved, pursuant to notice, for a Return, showing the amount of Revenue received in the Colony up to the 31st December in each year (including this present year) since separation, distinguishing the following heads :—

- (1.) Customs (exclusive of the Export Duty on Gold).
- (2.) Export Duty on Gold.
- (3.) All other Revenue from Gold mining.
- (4.) Ports and Harbors.
- (5.) Licenses.
- (6.) Postage.
- (7.) Proceeds of Debentures.
- (8.) Land Revenue (gross amount).
- (9.) All other Revenues.

Showing also the balance in hand on the 1st July, 1851; the amount, if any, received from Sydney; and stating the total amount of receipts of all kinds, from the date of separation up to the 31st December, 1856.

Also, for a Return showing the Public Expenditure for the same periods as the above, distinguishing the following heads :—

- (1.) The Houses of Legislature.
- (2.) The Executive Departments, giving the cost of each department respectively.
- (3.) The Customs (including the department of Trade and Customs).
- (4.) Administration of Justice.
- (5.) Police.
- (6.) Gaols.
- (7.) Gold Fields.
- (8.) Stores and Transport.
- (9.) Post Office
- (10.) Military and Naval.
- (11.) Miscellaneous Services.
- (12.) Grants in Aid.
- (13.) Ports and Harbors.
- (14.) Education.
- (15.) Miscellaneous Departments.
- (16.) Grants in Aid.
- (17.) Public Works, distinguishing those of a temporary character.
- (18.) Immigration.
- (19.) Survey, Sale, and Management of Public Lands.
- (20.) All other expenditure.

Stating also the total amount of expenditure of all kinds from the date of separation up to the 31st December, 1856, and showing the balance on hand or in bank at the latter date.

Also, a Return of the Government liabilities outstanding on 31st December, 1856.

Question—put and passed.

13. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow, to take precedence of all other business on that day :—

“ Expenditure on Roads—To be further considered in Committee.”

Assembly adjourned at eight minutes past eleven until twelve o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 19TH DECEMBER.

1. **DR. OWENS:** To ask the Chief Secretary if the Government have taken steps to provide a Court of Petty Sessions, and a Local Court, at Dunolly, and whether steps are taken in regard to the estimates for the erection of suitable buildings for holding these courts in that largely populated place; and also, are steps taken to make and metal a proper main street through Dunolly.

ORDER OF THE DAY (To take precedence):—

1. **EXPENDITURE ON ROADS.**—To be further considered in Committee.

NOTICES OF MOTION:—

1. **MR. GAVAN DUFFY:** To move for leave to bring in a Bill to abolish the Property Qualification required by Members of the Legislative Assembly.
2. **MR. CHILDERS:** To call the attention of the House to the arrangements now in force relative to the introduction of dutiable goods by way of the River Murray.
3. **MR. GAVAN DUFFY:** To move for an Address to His Excellency the Acting Governor, requesting that a sum of £500 may be placed upon the Estimates, to be offered as a personal gift to whatever Captain of a ship carrying a mail, shall make the quickest passage from Great Britain or Ireland to this Colony during the year 1857, provided that such passage be under fifty-five days.
4. **MR. O'SHANASSY:** To move for the following Returns:—
- (1.) A Return of the amount of tolls received by the Central Road Board in the whole, and in each year, to this date.
 - (2.) A Return of the number and situation (with the relative distances on each line of road) of the toll-houses in Victoria, and the amount of revenue derived from each.
 - (3.) A Return of the expenditure of the sums received from tolls, showing the relative sums expended and received in each locality.
5. **MR. FELLOWS:** To move, That this House do resolve itself into a Committee of the whole, to consider the following resolutions:—
- (1.) That it is desirable to enable manufacturers and vendors of goods to register any motto, device, label, brand, or other distinguishing trade mark placed by them on their goods.
 - (2.) That on such registration, a small fee should be payable to the Consolidated Revenue.
 - (3.) That any person imitating such motto, device, label, brand, or mark, or selling goods with any such imitation, shall forfeit a sum not exceeding £20 to the person registering.
 - (4.) That such forfeiture shall be recovered in a summary way, before any two Justices of the Peace.
 - (5.) That a Bill for the above purposes shall be prepared and brought in.
6. **MR. PYKE:** To move:—
- (1.) For Returns of the Grants in aid of National and Denominational Schools, from 1851 to 1855 inclusive, shewing the amount of each grant, and the mode of its distribution by the respective Boards, distinguishing payments for salaries from disbursements for the erection of school-houses, &c., and specifying the several amounts expended in each year—
 - In Melbourne and its suburbs,
 - In other portions of the County of Bourke,
 - In Geelong and its suburbs,
 - In other portions of the County of Grant,
 - And in each of the other Counties and Districts in Victoria.
 - (2.) Also for Returns of all Grants of Land for Educational purposes within the same period, stating separately the quantities granted in each year for National Schools and for Denominational Schools; and shewing the total area granted in each locality as specified in relation to money grants.

7. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—

- (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
- (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballaarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
- (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
- (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballaarat fourteen miles.
- (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
- (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution:—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400
	3400

- (7.) That there shall be employed on the line, between Geelong and Ballaarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under:—
- | | |
|--|------|
| At Cowie's Creek and the crossing of the Moorabool River ... | 600 |
| At or between Mount Buninyong Range and Warreneep ... | 500 |
| At Ballaarat | 500 |
| | 1600 |

- (8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.
 - (9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,
- | | |
|--|------------|
| As detailed in the sixth resolution | £680,000 |
| And for plant | 320,000 |
| | £1,000,000 |

- (10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballaarat during the year 1857, of which there shall be spent on labor,
- | | |
|--|----------|
| As detailed in the seventh resolution | £320,000 |
| And for plant | 180,000 |
| | £500,000 |

- (11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

- (12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

8. MR. CHILDERS: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

- (1.) That from and after the 1st day of March next the arrangements now in force with reference to the introduction of goods subject to duty of Customs from South Australia and New South Wales by or across the River Murray, should cease and determine.
- (2.) That arrangements should be made with the Government of New South Wales for collection at the common frontier, after the date aforesaid, of duty on goods carried up the River Murray, and for a free trade across the River Murray.

9. DR. OWENS: To move, That, in the opinion of this House, any person holding a situation of a pecuniary nature, or receiving any emolument for any services under the Crown, shall be thereby ineligible to hold a seat in this Assembly, except the responsible members of the Executive Council.

10. MR. HUMFRAY: To move for a return of all the public lands sold in the district of Ballaarat, showing—
 - (1.) The amounts realized from such sales.
 - (2.) The amounts expended on public roads in the same district.
11. DR. OWENS: To move, That an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause a sum to be placed on the Estimates for the erection of a bridge at the main road crossing place at Barningheep over the Loddon River.
12. MR. RUTLEDGE: To move, That a Return be laid on the Table of this House as soon as possible, showing the number of acres of land sold, and the amount received for same in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas, and Follett, respectively, from the 1st July, 1851, to the 30th June, 1856.
13. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
14. MR. FYFE: To move for a Return of all Lands sold within the corporate boundaries of Geelong from the date of last return to present date.
15. MR. STAWELL: To move for leave to bring in a Bill for defining the privileges, immunities, and powers of the Legislative Council and Legislative Assembly of Victoria respectively.
16. MR. SLADEN: To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.

ORDERS OF THE DAY:—

2. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.
3. CROWN LANDS MANAGEMENT.—To be further considered in Committee.
4. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
5. JURIES BILL.—Second reading.
6. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
7. SPIRIT MERCHANTS BILL.—Second reading.
8. AUCTIONEERS BILL.—Second reading.

WEDNESDAY, 24TH DECEMBER.

General Business :—

ORDER OF THE DAY :—

1. POWERS OF ATTORNEY BILL.—Second reading.

TUESDAY, 30TH DECEMBER.

NOTICE OF MOTION :—

1. MR. MOORE: To move for the following Returns in relation to the Steam Sloop *Victoria*.
 - (1.) Her tonnage, distinguishing engine and carrying capacity respectively.
 - (2.) Steam power of her engines.
 - (3.) Her rate of speed under full steam, with and without sails respectively.
 - (4.) Her consumption of coal or other fuel at full and reduced rates of steaming respectively.
 - (5.) Her number of guns, and the estimate of wages and other expenses connected with her armament.

ORDERS OF THE DAY :—

1. HORSESTEALING PREVENTION BILL.—Second reading.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
4. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.

WEDNESDAY, 31ST DECEMBER.

Government Business :—

NOTICE OF MOTION :—

1. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY :—

1. GUNPOWDER BILL.—Second reading.
2. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
3. PATENTS BILL.—Second reading.
4. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
5. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
6. CENSUS BILL.—To be further considered in Committee.

General Business :—

NOTICES OF MOTION :—

1. MR. WILLS : To move for—

- (1.) A Return of the number and description of the several Penal Establishments in Victoria, showing the position, nature, and extent of the same; also the amount of accommodation in each establishment, with the cost of its erection.
- (2.) A Return of the names, salaries and allowances, and length of service of the several officers and other persons employed in those establishments.
- (3.) A Return of the names, ages, places of birth, trades and callings, and condition (single or married), including number of family (if any) of the several prisoners confined in those establishments respectively, with a statement of the original and any additional sentences passed upon each of such prisoners since their confinement, the court or tribunal by which such sentences have been respectively awarded, and the nature of the offence in each case. Also, a report of the conduct of the prisoners detained in each Penal Establishment, the mode of their employment, diet, and the nature of indulgence granted in such establishment.

2. MR. GREEVES : To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

FRIDAY, 2ND JANUARY, 1857.

NOTICE OF MOTION :—

1. MR. GAVAN DUFFY : To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.
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MEETINGS

OF

SELECT COMMITTEES.

Friday, 19th December.

ELECTIONS AND QUALIFICATIONS—at half-past 11 o'clock.

Tuesday, 30th December.

STANDING ORDERS—at 10 o'clock.

PUBLIC BATHS—at 11 o'clock.

Wednesday, 31st December.

LIVE STOCK IMPORTATION—at 3 o'clock.

Wednesday, 7th January, 1857.

KELLY'S LAND CLAIM—at 1 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

FRIDAY, 19TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The following Papers were, by command of His Excellency the Officer administering the Government, presented as under :—
 - By Capt. Clarke :—
 - Geological Surveyor.—Report of progress of Survey from date of commencement.
 - Ordered to lie on the Table.
 - By Mr. Childers :—
 - Australian Lighthouses.—Papers relative to the Lighthouses on the Australian Coast.
 - Ordered to lie on the Table.
 - Also a return to order of the Assembly, dated 16th December, 1856, for—
 - A Return of the declared value of the imports to and exports from the Colony in each year, commencing with 1852, and distinguishing the value of gold exported and of coin imported or exported.
 - Ordered to be printed.
3. ROADS AND BRIDGES.—The Order of the Day for the further consideration in Committee of the whole Assembly of the propriety of adopting an Address to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House, having been read—the Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 - The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Officer administering the Government, praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £100,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months—the Assembly adopted the above Report, and ordered the Address to be presented accordingly.
4. ELECTIONS AND QUALIFICATIONS.—Mr. Bennett, by leave of the Assembly, moved, That the Petition of Mr. William Campbell against Mr. Townsend McDermott, presented to the Speaker on Wednesday, 17th December instant, be referred to "*The Committee of Elections and Qualifications.*"
 - Question—put and passed.
5. LIBRARY COMMITTEE.—Mr. Childers, on behalf of Mr. Speaker, brought up a Progress Report from the Committee, and moved that it be received and adopted.
 - Question—put and passed.—Report ordered to be printed.
6. PARLIAMENT HOUSES COMMITTEE.—Capt. Pasley, by leave of the Assembly, moved, That this Committee have leave to sit during the Christmas recess.
 - Debate ensued.
 - Mr. O'Shanassy moved, That the following words be added to the above motion, "and that the Committee be empowered to make that portion of the House taken up by the Cross Benches into a semicircular form, leaving an opening in the centre for the Bar."
 - Debate continued.
 - Amendment and motion, by leave, withdrawn.
7. LIBRARY.—Mr. Childers, by leave of the Assembly, moved, That a message be sent to the Legislative Council to inform them of the appointment of a Library Committee, consisting of eight members of this House, and to invite them to appoint four of their number to form, with the members appointed by this House, a joint Library Committee, and that Mr. Aspinall do carry the said message.
 - Question—put and passed.

8. **ASSEMBLY MEMBERS' QUALIFICATION BILL.**—Mr. Gavan Duffy moved, pursuant to notice, for leave to bring in a Bill to abolish the Property Qualification required by Members of the Legislative Assembly.

Question—put and passed.

9. **RIVER MURRAY CUSTOMS DUTIES.**—Mr. Childers, in calling the attention of the House to the arrangements now in force relative to the introduction of dutiable goods by way of the River Murray, moved, pursuant to notice, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—

(1.) That from and after the 1st day of March next the arrangements now in force with reference to the introduction of goods subject to duty of Customs from South Australia and New South Wales by or across the River Murray, should cease and determine.

(2.) That arrangements should be made with the Government of New South Wales for collection at the common frontier, after the date aforesaid, of duty on goods carried up the River Murray, and for a free trade across the River Murray.

Question—put and passed.

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

The Chairman having reported that the Committee had agreed to the following resolutions, viz. :—

(1.) That from and after the 1st day of March next the arrangements now in force with reference to the introduction of goods subject to duty of Customs from South Australia and New South Wales by or across the River Murray, should cease and determine.

(2.) That arrangements should be made with the Government of New South Wales for collection at the common frontier, after the date aforesaid, of duty on goods carried up the River Murray, and for a free trade across the River Murray—The Assembly adopted the Report, and ordered that an Address embodying such resolutions be presented to His Excellency the Officer administering the Government.

10. **PAPERS.**—The following Papers were, by command of His Excellency the Officer administering the Government, presented as under:—

By Mr. Childers:—

Electro-Telegraphic Communication.—Correspondence relative to the establishment of Electro-Telegraphic Communication between the Australian Colonies.

Ordered to lie on the Table.

By Mr. Haines:—

Acts of Council—Royal Assent.—List of Acts of the late Legislative Council of Victoria which have received the assent of Her Majesty.

Ordered to lie on the Table.

11. **ASSEMBLY MEMBERS' QUALIFICATION BILL.**—Mr. Gavan Duffy having brought up a Bill intitled "*A Bill to abolish the property qualification required by Members of the Legislative Assembly,*" moved that it be now read a first time.

Question—put and passed.—Bill read a first time—Ordered to be printed, and read a second time Tuesday, 6th January, 1857.

12. **TOLLS.**—Mr. O'Shanassy moved, pursuant to notice, for—

(1.) A Return of the amount of tolls received by the Central Road Board in the whole, and in each year, to this date.

(2.) A Return of the number and situation (with the relative distances on each line of road) of the toll-houses in Victoria, and the amount of revenue derived from each.

(3.) A Return of the expenditure of the sums received from tolls, shewing the relative sums expended and received in each locality.

Debate ensued.

Question—put and passed.

13. **TRADE MARKS.**—Mr. Fellows moved, pursuant to notice, That the Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the following resolutions:—

(1.) That it is desirable to enable manufacturers and vendors of goods to register any motto, device, label, brand, or other distinguishing trade mark placed by them on their goods.

(2.) That on such registration a small fee should be payable to the Consolidated Revenue.

(3.) That any person imitating such motto, device, label, brand, or mark, or selling goods with any such imitation, shall forfeit a sum not exceeding £20 to the person registering.

(4.) That such forfeiture shall be recovered in a summary way, before any two Justices of the Peace.

(5.) That a Bill for the above purposes shall be prepared and brought in.

Question—put and passed.

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

The Chairman having reported that the Committee had agreed to the following resolutions:—

(1.) That it is desirable to enable manufacturers and vendors of goods to register any motto, device, label, brand, or other distinguishing trade mark placed by them on their goods.

(2.) That on such registration a small fee should be payable to the Consolidated Revenue.

- (3.) That any person imitating such motto, device, label, brand, or mark, or selling goods with any such imitation, or selling any goods not made and sold by such manufacturer or vendor, with any such brand attached to or impressed upon the same, shall forfeit a sum not exceeding £100 to the person registering.
- (4.) That such forfeiture shall be recovered in a summary way, before any two Justices of the Peace
- (5.) That a Bill for the above purposes shall be prepared and brought in—The Assembly adopted the above report, and ordered a Bill to be brought in accordingly.
14. SCHOOL GRANTS.—Mr. Pyke moved, pursuant to notice :—
- (1.) For Returns of the Grants in aid of National and Denominational Schools, from 1851 to 1855 inclusive, shewing the amount of each grant, and the mode of its distribution by the respective Boards, distinguishing payments for salaries from disbursements for the erection of school-houses, &c., and specifying the several amounts expended in each year—
- In Melbourne and its suburbs,
In other portions of the County of Bourke,
In Geelong and its suburbs,
In other portions of the County of Grant,
And in each of the other Counties and Districts in Victoria.
- (2.) Also for Returns of all Grants of Land for Educational purposes within the same period, stating separately the quantities granted in each year for National Schools and for Denominational Schools; and shewing the total area granted in each locality as specified in relation to money grants.
- Question—put and passed.
15. CROWN LANDS.—Mr. Humfray moved, pursuant to *amended* notice, for a Return of all the Public Lands sold in the district of Ballaarat, the said Return to include all Lands taken under the Squatting Pre-emptive Right; also all Lands selected in the same district; the amounts realized from such sales; the amounts expended on public roads in the same district; and also a tabular statement of the Gold Escort returns for Ballaarat since the establishment of such escort on the part of the Government.
- Question—put and passed.
16. CROWN LANDS SOLD IN VILLIERS, &C.—Mr. Gavan Duffy, on behalf of Mr. Rutledge, moved, pursuant to *amended* notice, That a Return be laid on the Table of this House as soon as possible, showing the number of acres of land sold, and the amount received for same, in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas, and Follett, respectively, for each year from the 1st July, 1851, to the 30th June, 1856.
- Mr. Childers moved, as an amendment, That the words, "from the 1st July, 1851," be omitted from the above motion.
- Debate ensued.
- Question—That the words proposed to be omitted stand part of the question—put and passed.
- Question—That a Return be laid on the Table of this House as soon as possible, showing the number of acres of land sold, and the amount received for same in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas, and Follett, respectively, for each year, from the 1st July, 1851, to the 30th June, 1856—put and passed.
17. GEELONG LAND SALES.—Mr. Fyfe moved, pursuant to *amended* notice, for a Return of all Lands sold within the corporate boundaries of Geelong, from the date of last return to present date, and the amount received from such sales.
- Question—put and passed.
18. PRIVILEGES BILL.—Mr. Stawell having, pursuant to notice, moved for and obtained leave to bring in a Bill for defining the privileges, immunities, and powers of the Legislative Council and the Legislative Assembly of Victoria respectively, brought up a Bill intituled, "*A Bill to define the privileges, immunities, and powers of the Legislative Council and Legislative Assembly of Victoria respectively,*" and moved that it be now read a first time.
- Question—put and passed.—Bill read a first time.—Ordered to be printed, and referred to the Standing Orders Committee.
19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 30th December instant :—
- "*Bankers' Drafts Law Amendment Bill—To be further considered in Committee.*"
- "*Crown Lands Management—To be further considered in Committee.*"
- "*Electoral Act Amendment Bill—To be further considered in Committee.*"
- "*Juries Bill—Second reading.*"
- "*Immigrants Law Amendment Bill—Second reading.*"
- "*Spirit Merchants Bill—Second reading.*"
- "*Auctioneers Bill—Second reading.*"

Assembly adjourned at two minutes to five o'clock until four o'clock on Tuesday, 30th December instant.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 24TH DECEMBER.

General Business :—

ORDER OF THE DAY :—

1. POWERS OF ATTORNEY BILL.—Second reading.

TUESDAY, 30TH DECEMBER.

NOTICE OF MOTION :—

1. MR. MOORE : To move for the following Returns in relation to the Steam Sloop *Victoria*.
 - (1.) Her tonnage, distinguishing engine and carrying capacity respectively.
 - (2.) Steam power of her engines.
 - (3.) Her rate of speed under full steam, with and without sails respectively.
 - (4.) Her consumption of coal or other fuel at full and reduced rates of steaming respectively.
 - (5.) Her number of guns, and the estimate of wages and other expenses connected with her armament.

ORDERS OF THE DAY :—

1. HORSESTEALING PREVENTION BILL.—Second reading.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
4. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
5. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.
6. CROWN LANDS MANAGEMENT.—To be further considered in Committee.
7. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
8. JURIES BILL.—Second reading.
9. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
10. SPIRIT MERCHANTS BILL.—Second reading.
11. AUCTIONEERS BILL.—Second reading.

WEDNESDAY, 31ST DECEMBER.

Government Business :—

NOTICES OF MOTION :—

1. MR. SLADEN : To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.
2. MR. SLADEN : To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.

ORDERS OF THE DAY :—

1. GUNPOWDER BILL.—Second reading.
2. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
3. PATENTS BILL.—Second reading.
4. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
5. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
6. CENSUS BILL.—To be further considered in Committee.

General Business :—

NOTICES OF MOTION :—

1. MR. WILLS : To move for—
 - (1.) A Return of the number and description of the several Penal Establishments in Victoria, showing the position, nature, and extent of the same; also the amount of accommodation in each establishment, with the cost of its erection.
 - (2.) A Return of the names, salaries and allowances, and length of service of the several officers and other persons employed in those establishments.
 - (3.) A Return of the names, ages, places of birth, trades and callings, and condition (single or married), including number of family (if any) of the several prisoners confined in those establishments respectively, with a statement of the original and any additional sentences passed upon each of such prisoners since their confinement, the court or tribunal by which such sentences have been respectively awarded, and the nature of the offence in each case. Also, a report of the conduct of the prisoners detained in each Penal Establishment, the mode of their employment, diet, and the nature of indulgence granted in such establishment.
2. MR. GREEVES : To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

THURSDAY, 1ST JANUARY, 1857.

Government Business :—

NOTICE OF MOTION :—

1. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

- (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
- (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
- (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
- (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballarat fourteen miles.
- (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
- (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution :—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400
	3400

- (7.) That there shall be employed on the line, between Geelong and Ballarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under :—

At Cowie's Creek and the crossing of the Moorabool River ...	600
At or between Mount Buninyong Range and Warreneeep ...	500
At Ballarat	500
	1600

- (8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.
- (9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	£680,000
And for plant	320,000
	£1,000,000

- (10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballarat during the year 1857, of which there shall be spent on labor,

As detailed in the seventh resolution	£320,000
And for plant	180,000
	£500,000

- (11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

- (12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

FRIDAY, 2ND JANUARY.

NOTICES OF MOTION :—

1. MR. GAVAN DUFFY: To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.
2. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).

TUESDAY, 6TH JANUARY.

ORDER OF THE DAY:—

1. ASSEMBLY MEMBERS' QUALIFICATION BILL.—Second reading.

MEETINGS
OF
SELECT COMMITTEES.

Tuesday, 30th December.

STANDING ORDERS—at 10 o'clock.

ELECTIONS AND QUALIFICATIONS—at half-past 10 o'clock.

PUBLIC BATHS—at 11 o'clock.

Wednesday, 31st December.

BALLAARAT RIOT—BENTLEY'S HOTEL—at 2 o'clock.

LIVE STOCK IMPORTATION—at 3 o'clock.

Thursday, 1st January, 1857.

PENAL DISCIPLINE—at 1 o'clock.

Wednesday, 7th January, 1857.

KELLY'S LAND CLAIM—at 1 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 19.

TUESDAY, 30TH DECEMBER, 1856.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Childers, by command of His Excellency the Governor, laid upon the Table of the Assembly the undermentioned Papers, viz. :—
 - Trade with Russia.—Despatch from the Secretary of State, forwarding Orders in Council revoking previous Orders prohibiting vessels belonging to Her Majesty's subjects to clear out for Russian ports, and the exportation of arms, ammunition, &c.
 - Coasting Trade of Victoria.—Despatch from Major-General Macarthur to the Secretary of State, transmitting an Address from the Legislative Council to the Queen, praying Her Majesty to authorise the conveyance of goods and passengers from one part of Victoria to another, in other than British ships, together with two Despatches from the Secretary of State in reply thereto.
 Severally ordered to lie on the Table.
3. MELBOURNE ELECTION.—Mr. Speaker informed the Assembly that John O'Shanassy, Esquire, who had been chosen to serve in this present Parliament as member for the electoral district of Melbourne, and also as member for the electoral district of Kilmore, had, by letter addressed to him, dated the 20th day of December instant, made his election to serve for the electoral district of Kilmore.

Mr. Speaker further informed the Assembly that he had, in consequence of such election, issued his Writ for the election of a member to serve in this present Parliament for the electoral district of Melbourne in the room of the said John O'Shanassy, Esquire.
4. ELECTION PETITIONS.—Mr. Speaker laid before the Assembly two several Petitions that had been left for him at the offices of the Legislative Assembly, on Saturday, the 20th December, and received by him on Monday, the 22nd December instant, and which Petitions are as follow :—

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

The humble Petition of Thomas Comer, Bank-place, Eldon Chambers, stock-broker,

SHEWETH,—

That your Petitioner is an elector on the roll of the electoral district of the Loddon, and who had a right to vote at the late election for members to serve in the Legislative Assembly for the said district.

That John Downes Owens was at the said election returned as one of the members for the said electoral district in the Legislative Assembly.

That the said John Downes Owens was not at the time of such election legally or equitably seized of nor entitled to an estate of freehold in possession for his own use and benefit in lands and tenements in Victoria of the value of two thousand pounds sterling money, or of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same.

That the said John Downes Owens, on the twenty-seventh day of November last past, made and subscribed a declaration that he was then seized at law or in equity of certain lands and tenements therein described as "an allotment of land situate in Bridge-street, in the town of Sandhurst, being part of allotment five of section twenty-five, portion C. of said township, together with the buildings thereon erected;" and delivered the said declaration to the Clerk of the Assembly, while the House was sitting, with the Speaker in the Chair, and the same has been filed by the said Clerk amongst the records of his office.

That the said lands and tenements are not, nor were they at the time of the making of the said declaration, of the value of two thousand pounds, nor of the annual value of two hundred pounds above all charges and incumbrances affecting the same.

That your petitioner verily believes that the said John Downes Owens has no valid title to the lands or tenements described in the said declaration, and if he has such title

your petitioner says that the same has been obtained collusively and colourably for the purpose of enabling the said John Downes Owens to be returned a member of the Legislative Assembly.

That on the grounds hereinbefore set forth, the said John Downes Owens was not capable of being elected a member of the Legislative Assembly.

That your petitioner therefore prays that the said election and return of the said John Downes Owens, to serve as a member of the Legislative Assembly for the electoral district of the Loddon may be declared to be void, and that such further proceedings may be taken thereon as the said Assembly shall think fit.

And your petitioner will ever pray.

(Signed) THOS. COMER.

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

The humble Petition of Thomas Comer, Bank-place, Eldon Chambers, stock-broker,

SHEWETH,—

That your Petitioner is an elector on the roll of the electoral district of the Loddon, and had a right to vote at the late election for members to serve in the Legislative Assembly for the said district.

That Ebenezer Syme was at the said election returned as one of the members for the said electoral district in the Legislative Assembly.

That the said Ebenezer Syme was not at the time of such election legally nor equitably seised of nor entitled to an estate of freehold in possession for his own use and benefit in lands and tenements in Victoria of the value of two thousand pounds sterling money, or of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same.

That the said Ebenezer Syme, on the twenty-first day of November last past, made and subscribed a declaration that he was then seised at law or in equity of certain lands and tenements therein described as "allotments of land containing nine perches, situated in the county of Bourke, parish of South Melbourne, at Sandridge, being allotment No. 1, section 16; also allotments of land containing ten perches and one-third of a perch, situate at Sandridge, being allotments No. 2 of section 16; also a tenement at Geelong, in the parish of Corio and county of Grant, being portion of allotment ten of block No. 42; also an allotment of land in the county of Bourke, parish of South Melbourne, at Emerald Hill, being part of section 33, and being lot No. 88 on the plan of sub-division; also that piece of land situated at Emerald Hill, being part of section No. 30, and being lots 15, 16, 17 and 18 on the plan of sub-division; also that piece of land, being portion of allotment No. 17 of section No. 33, of the City of Melbourne, parish of North Melbourne, and county of Bourke;" and delivered the said declaration to the Clerk of the Assembly, while the House was sitting, with the Speaker in the Chair, and the same has been filed by the said Clerk amongst the records of his office.

That the said lands and tenements are not, nor were they at the time of the making of the said declaration, of the value of two thousand pounds, nor of the annual value of two hundred pounds above all charges and incumbrances affecting the same.

That your petitioner verily believes that Ebenezer Syme has no valid title to the lands or tenements described in the said declaration, and if he has such title, your petitioner says that the same has been obtained collusively and colourably for the purpose of enabling the said Ebenezer Syme to be returned a member of the Legislative Assembly.

That the said Ebenezer Syme was at the time of the said election, and still is, an insolvent debtor, within the meaning of the laws in force within Victoria relating to insolvent debtors, by virtue of an order of sequestration of his estate under the hand of Sir William a'Beckett, one of the judges of the Supreme Court, dated the thirtieth day of May, A.D. 1856, and that the said order has not been superseded, nor has any certificate been granted by the Chief Commissioner of Insolvent Estates for the Colony of Victoria, discharging the said Ebenezer Syme from debts due by him at the time his estate was adjudged to be sequestrated.

That under and by force of the said order of sequestration, all the present and future estate of the said Ebenezer Syme, and every right, title, and interest in and to any property real and personal which belonged to him at the time of the making of the said order, or which has since been purchased or acquired by him, is vested in Henry Steel Shaw, Esq., one of the official assignees of insolvent estates.

That the said Ebenezer Syme was at the time of the said election a minister of the Baptist, or Unitarian or Secularian Religion.

That on the grounds hereinbefore set forth, the said Ebenezer Syme was not capable of being elected a member of the Legislative Assembly.

That your petitioner therefore prays that the said election and return of the said Ebenezer Syme to serve as a member of the Legislative Assembly for the electoral district of the Loddon may be declared to be void, and that such further proceedings may be taken thereon as the said Assembly shall think fit.

And your petitioner will ever pray.

THOS. COMER.

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council, by Mr. Mitchell :—

MR. SPEAKER,

The members of the Legislative Council desire a present conference with the members of the Legislative Assembly, in order to communicate an Address to the Governor adopted by the Legislative Council, and to desire the concurrence of the Legislative Assembly thereto—and Mr. Speaker having communicated that the Assembly would give an answer to the above Message, the messenger withdrew.

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

ASSUMPTION OF OFFICE BY SIR HENRY BARKLY.

HENRY BARKLY,

Message, No. 1.

Governor.

Sir Henry Barkly informs the Legislative Assembly that, in virtue of a Commission under the Great Seal of Great Britain and Ireland, dated at Westminster, the ninth day of October, One thousand eight hundred and fifty-six, he has assumed the office of Captain-General and Governor-in-Chief of the Colony of Victoria.

Government Offices,

Melbourne, 30th December, 1856.

Ordered to be printed.

7. ELECTION PETITIONS.—Mr. Goodman moved, That the Petitions above set forth be referred to "*The Committee of Elections and Qualifications.*"

Debate ensued.

Petition against the return of Mr. Syme read by the Clerk.

Question—That the Petition against the return of Mr. Syme be referred to "*The Committee of Elections and Qualifications*"—put.

Assembly divided.

Ayes, 26.

Mr. Sladen,
Mr. Stawell,
Mr. Haines,
Mr. Foster,
Capt. Clarke,
Dr. Embling,
Mr. Bennett,
Mr. Hammill,
Mr. Baragwanath,
Mr. Beaver,
Mr. Wills,
Mr. King,
Mr. C. Campbell,
Mr. O'Brien,
Mr. D. S. Campbell,
Mr. Michie,
Mr. Horne,
Capt. Anderson,
Mr. Adamson,
Mr. Were,
Mr. Davis,
Mr. Moore,
Mr. McCulloch,
Mr. Greeves,
Mr. Goodman, } *Tellers.*
Capt. Pasley, }

Noes, 10.

Mr. Aspinall,
Dr. Evans,
Mr. Harker,
Mr. Phelan,
Mr. Hughes,
Dr. Owens,
Mr. Myles,
Mr. Brooke,
Mr. Snodgrass, } *Tellers.*
Mr. Grant, }

Petition against the return of Dr. Owens read by the Clerk.

Debate ensued.

Question—That the Petition against the return of Dr. Owens be referred to "*The Committee of Elections and Qualifications*"—put and passed.

Mr. Gavan Duffy, by leave of the Assembly, moved, That it be an instruction to "*The Committee of Elections and Qualifications*" to confine their inquiry to such parts of the said Petitions as refer to the alleged insufficiency of the qualifications of the sitting members.

Question—put and passed.

8. TALBOT ELECTION.—Mr. Speaker acquainted the House that he had this day received a letter from Hector Norman Simson, Esq., in the matter of his Petition against the return of David Blair, Esq., for the electoral district of Talbot, and the same was read as followeth :—

SIR,

I beg to withdraw my Petition against the return of David Blair, Esq., for the County of Talbot.

Charlotte Plains, 15th December, 1856.

I am, Sir,

Your most obedient Servant,
H. NORMAN SIMSON.

The Honorable the Speaker.

9. PETITION.—Mr. Goodman presented a Petition from Duncan Longden, J. P., of One-tree House, Church-street, Richmond, praying that he may be admitted as a party to support the prayer of the Petition presented by Hector Norman Simson that David Blair was not capable of being elected a member of the Legislative Assembly, and that the election and return of the said David Blair for the electoral district of Talbot might be declared void, and that such further proceedings might be taken as the Assembly might think fit—and moved that it be received.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.

Mr. Haines,
Mr. Stawell,
Capt. Clarke,
Dr. Embling,
Mr. Beaver,
Mr. Wills,
Mr. King,
Mr. McCulloch,
Mr. Hammill,
Capt. Anderson,
Mr. J. B. Were,
Mr. C. Campbell,
Capt. Pasley,
Mr. D. S. Campbell,
Mr. Moore,
Mr. Horne,
Mr. Adamson,
Mr. Davis,
Mr. Goodman, } *Tellers.*
Mr. Sladen, }

Noes, 20.

Mr. Foster,
Mr. Grant,
Mr. Aspinall,
Mr. O'Brien,
Mr. Baragwanath,
Mr. Bennett,
Dr. Evans,
Mr. Michie,
Mr. Greeves,
Mr. Harker,
Mr. Phelan,
Mr. Duffy,
Mr. Hughes,
Mr. Syme,
Dr. Owens,
Mr. Myles,
Charles Read,
Mr. Brooke,
Mr. Snodgrass, } *Tellers.*
Mr. Pyke, }

The Tellers having declared the numbers for the Ayes and the Noes to be respectively twenty, or equal, Mr. Speaker gave his vote for the Ayes—giving his reason, that the House having expressed no opinion, he would, according to usage, vote, so that the House might have the opportunity of further considering the question—and declared the question to have passed in the affirmative.

10. CONFERENCE WITH THE LEGISLATIVE COUNCIL.—Mr. Haines moved, That this House does agree to a conference with the Legislative Council, as desired by the Council; that Mr. Aspinall, Mr. Stawell, Mr. Greeves, Mr. Michie, Mr. Goodman, Mr. Adamson, Mr. Were, Mr. Childers, Mr. Horne, and Mr. Haines, do manage the conference; and that the managers of the conference be instructed to inform the Legislative Council that it is the intention of the Assembly to present a separate Address.

Question—put and passed.—Whereupon the Messenger from the Council was informed by Mr. Speaker of the above resolution.

11. MR. LONGDEN'S PETITION.—Mr. Goodman moved, by leave of the Assembly, That the Petition presented this day by Mr. Goodman from Mr. Longden, be referred to "The Committee of Elections and Qualifications" for consideration and report.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 19.

Mr. Haines,
Mr. Sladen,
Mr. Stawell,
Dr. Embling,
Mr. Moore,
Capt. Anderson,
Mr. McCulloch,
Mr. Adamson,
Mr. D. S. Campbell,
Mr. O'Brien,
Mr. J. B. Were,
Mr. Lalor,
Mr. Hammill,
Capt. Clarke,
Mr. King,
Mr. Wills,
Mr. Davis,
Capt. Pasley, } *Tellers.*
Mr. Goodman, }

Noes, 21.

Mr. Grant,
Mr. Aspinall,
Mr. Beaver,
Mr. Bennett,
Mr. Foster,
Mr. Michie,
Mr. Greeves,
Mr. Harker,
Mr. Phelan,
Mr. Duffy,
Mr. Syme,
Mr. Blair,
Dr. Owens,
Mr. Myles,
Chas. Read,
Mr. Brooke,
Mr. Horne,
Mr. Hughes,
Dr. Evans,
Mr. Snodgrass, } *Tellers.*
Mr. Pyke, }

Mr. Grant, by leave of the Assembly, moved, That the Order of this House on the 3rd December instant, referring to "*The Elections and Qualifications Committee*," the Petition of Hector Norman Simson, and the question thereby raised, be discharged.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 19.	Noes, 19.
Mr. Blair,	Mr. Haines,
Mr. Syme,	Mr. Stawell,
Dr. Owens,	Mr. Sladen,
Mr. Grant,	Capt. Clarke,
Mr. Hughes,	Dr. Embling,
Mr. Gavan Duffy,	Capt. Anderson,
Mr. Michie,	Mr. O'Brien,
Mr. Myles,	Capt. Pasley,
Mr. Harker,	Mr. D. S. Campbell,
Mr. Phelan,	Mr. McCulloch,
Mr. Wills,	Mr. Greeves,
Chas. Read,	Mr. Moore,
Mr. Bennett,	Mr. Horne,
Mr. Beaver,	Mr. Hammill,
Mr. Baragwanath,	Mr. King,
Mr. Aspinall,	Mr. J. B. Were,
Mr. Brooke,	Mr. Davis,
Mr. Snodgrass, } <i>Tellers.</i>	Mr. Goodman, } <i>Tellers.</i>
Mr. Pyke, }	Mr. Adamson, }

The Tellers having declared the numbers for the Ayes and the Noes to be respectively nineteen, or equal, the Speaker gave his vote for the Noes, to allow of further investigation of the matter—and declared the question to have passed in the negative.

12. PETITIONS.—Mr. Aspinall presented a Petition from certain Merchants, Storekeepers, and others residing in the district of Creswick, praying the Assembly to take the statement set forth in the Petition into consideration, to pass into law such a measure for establishing Courts for recovery of debts by a Justice or Justices of the Peace, and assessors, in such districts and at such times as should be deemed expedient, and also to provide for a system of registration of all claims made in respect of property situate on the Public Lands, or to make such other enactments for the said several purposes as should be consistent with the advancement of justice and the public welfare as the Assembly should determine.

Petition received.

Mr. Stawell presented a Petition from the Mayor, Aldermen and Councillors of the City of Melbourne, under the Corporate Seal of the City, praying that in any enactment for the regulation of Juries which might pass the Assembly, the privilege of exemption from service on Juries might be extended to them and to the several officers and servants of the Corporation.

Petition received.

13. ADDRESS TO HIS EXCELLENCY SIR HENRY BARKLY.—Mr. Haines, by leave of the Assembly, moved, That the following gentlemen, namely, Mr. Goodman, Mr. Foster, Mr. Michie, Mr. Greeves, Mr. Childers, Mr. Horne, and the Mover, be appointed a Committee to prepare an Address to His Excellency Sir Henry Barkly, on his appointment as Governor of Victoria, and that they do immediately retire to prepare the Address.

Question—put and passed.

Mr. Haines, as Chairman of the above Committee, brought up the report from the Committee, and moved that the following Address be adopted by the Assembly:—

To His Excellency Sir Henry Barkly, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY—

We, the members of the Legislative Assembly of Victoria, in Parliament assembled, desire to convey to your Excellency the expression of our affection and loyalty to our Most Gracious Sovereign.

We receive with sincere satisfaction the intelligence that your Excellency has been appointed to the high and responsible office of Governor of Victoria, and we beg to assure you that we shall at all times be ready to co-operate with your Excellency in advancing the welfare of this country.

Question—put and passed.

Mr. Haines then moved, That the Speaker and Members of the Legislative Assembly do present the Address to His Excellency Sir Henry Barkly, on Thursday next on noon.

Question—put and passed.

14. STEAM SLOOP "VICTORIA."—Mr. Moore moved, pursuant to *amended* notice, for the following Returns in relation to the Steam Sloop *Victoria*.
- (1.) Her tonnage, distinguishing engine and carrying capacity respectively.
 - (2.) Steam power of her engines.
 - (3.) Her rate of speed under full steam, with and without sails respectively.
 - (4.) Her consumption of coal or other fuel at full and reduced rates of steaming respectively.
 - (5.) Her number of guns, and the estimate of wages and other expenses connected with her armament.
 - (6.) The nature of the duty performed by the vessel since her arrival in Hobson's Bay.
- Question—put and passed.
15. DISCHARGE OF ORDER OF THE DAY.—Mr. Lalor moved, That the following Order of the Day be discharged from the Paper :—
"Horsestealing Prevention Bill.—Second reading."
16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
"Gold Fields Management Bill—Second reading;"
"Evidence Law Amendment Bill—To be further considered in Committee;"
"Workmen and Sub-contractors' Lien Bill—Second reading;" and
"Bankers' Drafts Law Amendment Bill—To be further considered in Committee;" until Tuesday, 6th January next.
"Crown Lands Management—To be further considered in Committee;" until Thursday, 8th January next.
"Electoral Act Amendment Bill—To be further considered in Committee;" until Wednesday, 7th January next; and
"Juries Bill—Second reading;"
"Immigrants' Law Amendment Bill—Second reading;"
"Spirit Merchants Bill—Second reading;" and
"Auctioneers Bill—Second reading;" until Tuesday, 6th January next.
17. ADJOURNMENT OF THE ASSEMBLY.—Mr. Goodman moved, That the House, on its rising this day, do adjourn until Tuesday next, at four o'clock,—and that the consideration of the several Notices of Motions and Orders of the Day on the Paper for Wednesday, Thursday and Friday next be respectively postponed until Wednesday, the 7th, Thursday the 8th, and Friday, the 9th of January next.
- Question—put and passed.
- Assembly adjourned at nineteen minutes past eight o'clock until four o'clock on Tuesday, the 6th January next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 6TH JANUARY, 1857.

NOTICES OF MOTION :—

1. MR. HORNE: To move, that a Select Committee be appointed to frame an Address to be presented to Major-General Macarthur, expressive of the high sense entertained by this House of his late Excellency's administration, upon his retirement from the Government of the Colony.
2. DR. EMBLING: To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates the sum of £325, being one year's salary of Mr. A. L. Krone, at present an inmate of Yarra Bend Asylum, with the view of removing that patient to England.
3. MR. HUGHES: To move for a statement of the details of the sum of £89,000, stated by the Treasurer to have been saved by the Government on the votes for salaries and contingencies for this year.
4. MR. MICHIE: To move for a Return of the number of patients admitted during the years 1853, 4, 5, and 6 respectively into the Lunatic Asylum at Yarra Bend; the number of deaths and of the patients cured during each of those years; the quantity of enclosed land attached to the establishment; the manner in which the patients not under close confinement are employed; a statement of the works completed or in progress effected by the patients; a statement of the annual cost of the whole establishment; together with a return of the architect's estimate for the completion of the proposed new Lunatic Asylum.
5. MR. STAWELL: To move, That the petition presented by him on the 30th December, from the Mayor and Corporation of Melbourne, be printed.
6. MR. MICHIE: To move for leave to bring in a Bill for authorising the Corporation of Melbourne to connect Gertrude and Queensberry-streets, in the City of Melbourne, by a thoroughfare across Carlton Gardens.

ORDERS OF THE DAY :—

1. ASSEMBLY MEMBERS QUALIFICATION BILL.—Second reading.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
4. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
5. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.
6. JURIES BILL.—Second reading.
7. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
8. SPIRIT MERCHANTS BILL.—Second reading.
9. AUCTIONEERS BILL.—Second reading.

WEDNESDAY, 7TH JANUARY.

Government Business :—

NOTICES OF MOTION :—

1. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.
2. MR. SLADEN: To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.

ORDERS OF THE DAY :—

1. GUNPOWDER BILL.—Second reading.
2. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
3. PATENTS BILL.—Second reading.
4. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
5. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
6. CENSUS BILL.—To be further considered in Committee.
7. ELECTORAL ACT AMMENDMENT BILL.—To be further considered in Committee.

General Business :—

NOTICES OF MOTION :—

1. MR. WILLS: To move for—
 - (1.) A Return of the number and description of the several Penal Establishments in Victoria, showing the position, nature, and extent of the same; also the amount of accommodation in each establishment, with the cost of its erection.
 - (2.) A Return of the names, salaries and allowances, and length of service of the several officers and other persons employed in those establishments.
 - (3.) A Return of the names, ages, places of birth, trades and callings, and condition (single or married), including number of family (if any) of the several prisoners confined in those establishments respectively, with a statement of the original and any additional sentences passed upon each of such prisoners since their confinement, the court or tribunal by which such sentences have been respectively awarded, and the nature of the offence in each case. Also, a report of the conduct of the prisoners detained in each Penal Establishment, the mode of their employment, diet, and the nature of indulgence granted in such establishment.
2. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

THURSDAY, 8TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
 - (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballaarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
 - (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
 - (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballaarat fourteen miles.

(5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.

(6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution :—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400
	3400

(7.) That there shall be employed on the line, between Geelong and Ballaarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under :—

At Cowie's Creek and the crossing of the Moorabool River	600
At or between Mount Buninyong Range and Warreneep	500
At Ballaarat	500
	1600

(8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.

(9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	£680,000
And for plant	320,000
	£1,000,000

(10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballaarat during the year 1857, of which there shall be spent on labor,

As detailed in the seventh resolution	£320,000
And for plant	180,000
	£500,000

(11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

(12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

ORDER OF THE DAY :—

1. CROWN LANDS MANAGEMENT.—To be further considered in Committee.

FRIDAY, 9TH JANUARY.

NOTICES OF MOTION :—

1. MR. GAVAN DUFFY: To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.
2. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
3. MR. GAVAN DUFFY: To move, That a Select Committee be appointed to take into consideration the allegations contained in the Petition of the Rev. Dr. Lang, of Sydney, in reference to the case of George Dunmore Lang and Frederick Lee Drake, and to inquire into and report upon the facts and circumstances bearing upon the case of these persons that have come to light since their trial and conviction in the month of December, 1854.

WEDNESDAY, 14TH JANUARY.

NOTICE OF MOTION :—

1. MR. CHILDERS: To call attention to the subject of Assisted Immigration, and to move the House into Committee to consider a series of resolutions on the subject.

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MEETINGS
OF
SELECT COMMITTEES.

Tuesday, 6th January, 1857.

PUBLIC BATHS—at 11 o'clock.

ELECTIONS AND QUALIFICATIONS—at 11 o'clock.

COAL—at 11 o'clock.

Wednesday, 7th January.

KELLY'S LAND CLAIM—at 1 o'clock.

PRINTING—at 2 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

TUESDAY, 6TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. GOVERNOR'S REPLY TO ADDRESS OF ASSEMBLY.—Mr. Speaker announced to the Assembly that he had, pursuant to the resolution of the House, presented the Address of the Assembly to His Excellency Sir Henry Barkly, and that His Excellency had been pleased to make the following reply :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY—

I receive with much pleasure the assurance of your affection and loyalty towards our Most Gracious Sovereign.

I am gratified at the expression of your satisfaction at my appointment to this government, and I can assure you that you may at all times rely on my co-operation in the furtherance of measures for the advancement of the Colony.

(Signed) HENRY BARKLY.

3. NEW MEMBER.—Mr. Speaker reported that he had received a return to the Writ issued for the return of a member for the Electoral District of Melbourne, by which return it appeared that Henry Langlands, gentleman, was duly elected in pursuance of the Writ.

Henry Langlands, Esquire, was then introduced, and having taken the oath and handed in to the Clerk at the Table the following declaration, took his seat as member for the Electoral District of Melbourne.

“ I, HENRY LANGLANDS, do declare and testify that I am duly seized at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the annual value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the town of Melbourne, in the county, or reputed county of Bourke, the descriptions of which lands and tenements are as follow: One acre and a half, with buildings erected thereon, situate between Flinders street and lane, and occupied by Messrs. James F. Dow and Co., engineers, Langlands, Buick and Co., warehousemen, and others: And I further declare that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ H. LANGLANDS.”

4. PAPERS.—Mr. Haines, by command of His Excellency the Governor, laid upon the Table of the Assembly the undermentioned Papers, viz. :—

Return to Address of the Assembly, dated 10th December, 1856, for copies of any petitions, memorials, or other applications to the Executive, on behalf of G. D. Lang and Frederick Lee Drake, who were tried and convicted at the Supreme Court, in Melbourne, in the month of December, 1854; as also the copies of any answers that have been returned to the parties forwarding such petitions, memorials, or other applications, as aforesaid; as also, for the copy of any report that may have been submitted by the judge who presided at the trial of these persons, on the subject of such petitions, memorials, or other applications on their behalf to the Executive.

Ordered to be printed.

Also, pursuant to Act of Council, 18th Victoria No. 37—

Avoca—Special Local Court Regulation.

Beechworth
Castlemaine
Hepburn
St. Andrew's
Steiglitz
Waranga

} Local Court Regulations.

Severally ordered to be printed.

Also—

Patriotic Fund—Copy further Despatch from the Secretary of State, and enclosure, acknowledging receipt of a second contribution of Victoria in aid of Patriotic Fund.

Ordered to lie on the Table.

Also, Return to Order of the Assembly, dated 11th December, 1856, for a Return of the following particulars relative to the publication of the Acts of Council, viz. :—

- (1.) The number of copies printed, and the expense of printing the same.
- (2.) The date when they were ready for sale; the number of copies disposed of to the trade or the general public up to the present time; and the amount spent by the Government in advertising them.
- (3.) The number of copies furnished to the various judicial tribunals throughout the country, and the date at which they were furnished.
- (4.) The date at which Mr. Travers Adamson was furnished with the 250 copies presented to him by the Chief Secretary, and the proportionate cost of printing and binding the same.
- (5.) Copy of the agreement between Mr Travers Adamson and the Chief Secretary, with respect to this mode of disposing of the public property.
- (6.) The opinion of the Attorney General as to the authority of the Chief Secretary to dispose of public property without the sanction of this House.
- (7.) A statement of the mode in which the public documents printed by the Government have been ordinarily disposed of hitherto.
- (8.) Copy of the letter from the Secretary of the Mechanics' Institution to the Chief Secretary applying for a copy of the Acts of Council, with the Chief Secretary's reply.

Ordered to be printed.

Also, Return to Order of the Assembly, dated 12th December, 1856, for a return of—

- (1.) The number of Crown Grants issued during the year 1855, the cost of preparing such Grants, and the amount received for the same.
- (2.) The fees received for the registration of Title Deeds.
- (3.) The fees received for the registration of other papers or documents.
- (4.) The amount of fees paid in connexion with the Supreme Court in civil cases.

Ordered to be printed.

Also,—

Census of Victoria, 1854—Summary Tables and Tabular Results :—

III. Civil Condition of the People.

IV. Education of the People.

V. Occupations of the People.

Blue Book for the year 1855.

Severally ordered to lie on the Table.

5. **LODDON PETITIONS**: Mr. Speaker acquainted the House that he had this day received a letter from Thomas Comer, Esq., in the matter of his several petitions against the returns of Ebenezer Syme, Esq., and John Downes Owens, Esq., as Members for the Electoral District of the Loddon, and the same was read as followeth :—

SIR,

Eldon Chambers, 6th January, 1857.

As the House of Assembly have virtually decided that I am debarred from trying several of the allegations contained in the petitions presented at my instance against the returns of Mr. Ebenezer Syme and Dr. Owens, I beg leave to intimate to you that it is my intention to withdraw them.

I have the honor to remain,

Sir,

Your humble servant,

(Signed) THOS. COMER.

To the Honorable
The Speaker of the Legislative Assembly.

6. **TALBOT ELECTION PETITION**.—Mr. Pyke, Chairman of The Committee of Elections and Qualifications, reported to the House that the Committee had agreed to the following resolutions:—

1. That notice of the withdrawal by Hector Norman Simson, Esq., of the petition presented by him against the return of David Blair, Esq., as member for the Electoral District of Talbot, having been proved, the Committee resolved that no evidence could be received in support of such petition, and therefore they had no ground to enable them to arrive at any decision upon the merits of the petition referred to them.
- (2.) That the costs and expenses incurred by the sitting member to be ascertained and taxed in accordance with "The Electoral Act of 1856" be allowed.

7. **PETITIONS**.—Mr. Haines presented a petition from certain landowners, farmers and others, of the County of Grant, praying the Assembly would cause steps to be taken by the Executive Government of the Colony, whereby a constant supply of immigrants, suitable as farm servants, might be secured to the Colony.
Petition received.

Mr. O'Shanassy presented a Petition from James Ballingall, praying the Assembly to instruct the Emigration Agent to advertise for vessels of a peculiar construction, and on their being got, to give them a preference in the conveyance of emigrants.
Petition received.

Mr. Grant presented a Petition from C. Mollison, styling himself Chairman of the Local Court, Sandhurst, setting forth certain statements respecting the constitution and powers of Local Courts at the Gold Fields.
Petition received.

Mr. Humffray presented a Petition from R. B. Gibbs, styling himself President of the Ballaarat Chamber of Commerce, praying that the Assembly would adopt some means to have the original plans of the New Court House at Ballaarat so revised as to render the building, with the necessary extension, capable of affording additional accommodation to the public.
Petition received.

8. PAPERS.—The following papers were, by command of His Excellency the Governor, laid upon the Table of the Assembly.

By Mr. Sladen :—

Return to an Order of the Assembly, dated 16th December, 1856, for—

A Copy of the Quarterly Returns made by the several Banks in the Colony on and from the first quarter of 1852.

Ordered to be printed.

Also, a Return to another Order of the Assembly, dated 2nd December, 1856, in substitution of a Return to the same Order laid on the Table of the Assembly on the 16th December, 1856.

Ordered to be printed.

By Captain Clarke :—

Return to an Order of the Assembly, dated 19th December, 1856, for—

A Return of all Lands sold within the Corporate Boundaries of Geelong, from the date of last return to present date, and the amount received from such sales.

Ordered to be printed.

Also, a Return to an Order of the Assembly, dated 18th December, 1856, for—

A Return of the amount of money realised from the sale of land at the Police Office, Warrnambool, to which must be added Warrnambool lands sold at Melbourne, Portland and Belfast, as well as lands within the Warrnambool District, sold under the pre-emptive right, special surveys, and lands selected after having been once submitted to public sale.

The same information as the foregoing with reference to Belfast and Portland.

Ordered to be printed.

Also, Return to another Order, dated 19th December, 1856, for—

A Return of all Public Lands sold in the District of Ballaarat, the said Return to include all Lands taken under the squatting pre-emptive right, also all Land selected in the same district, the amounts realised from such sales, &c.

Ordered to be printed.

Capt. Clarke also presented—

Crown Lands alienated.—Return of all land offered for sale and alienated from the Crown within the Colony of Victoria from the 1st January to the 30th June, 1856, specifying that offered for sale, that withdrawn from sale, that for which no offer was made, that sold at auction, and that alienated by selection, and under pre-emptive right.

Ordered to lie on the Table.

9. ADDRESS TO MAJOR-GENERAL MACARTHUR.—Mr. Horne moved, pursuant to *amended* notice, that a Select Committee be appointed to frame an Address to be presented to Major-General Macarthur, expressive of the high sense entertained by this House of his late Excellency's administration, upon his retirement from the Government of the Colony; and that such Committee consist of Mr. King, Mr. Duffy, Mr. Greeves, Mr. Haines, Mr. Stawell, Mr. Michie, and the Mover.

Question—put and passed.

10. YARRA BEND LUNATIC ASYLUM.—Dr. Embling moved, pursuant to notice, That Mr. Speaker do now leave the chair, and the House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to place on the Estimates the sum of £325, being one year's salary of Mr. A. L. Krone, at present an inmate of Yarra Bend Asylum, with the view of removing that patient to England.

Question—put and passed.

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

Mr. Speaker resumed the chair.

11. **RETRENCHMENT IN EXPENDITURE.**—Mr. Hughes moved, pursuant to notice, for a statement of the details of the sum of £89,000, stated by the Treasurer to have been saved by the Government on the votes for salaries and contingencies for this year.
Question—put and passed.

12. **LUNATICS.**—Mr. Michie moved, pursuant to *amended* notice, for a Return of the number of patients admitted during the years 1853, 4, 5 and 6, respectively, into the Lunatic Asylum at Yarra Bend—the number of Lunatics now confined in Gaols, and other public buildings in Melbourne and other places—the nature and duration of each case of lunacy, so far as can be ascertained—distinguishing the sexes, the countries of which the patients are respectively natives, the districts of the Colony from which they were transmitted to the Asylum, any information possessed by the Superintendent as to the cause or causes of lunacy in each case; a return of the number of deaths, and of the inquests held, and of the patients cured, during each of those years; the number and classification of the patients termed incurable, and the number of patients whose friends contribute to their support, and the rate of charges for such patients; the quantity of enclosed land attached to the establishment; the number of patients in close confinement; the manner in which patients not under close confinement are employed; a statement of the works completed or in progress effected by the patients; a statement of the annual cost of the whole establishment; together with a return of the architect's estimate for the completion of the proposed New Lunatic Asylum.

Debate ensued.

Question—put and passed.

13. **JURIES BILL.**—Mr. Stawell moved, pursuant to notice, That the Petition presented by him on the 30th December, from the Mayor and Corporation of Melbourne, be printed.

Question—put and passed.

14. **GERTRUDE AND QUEENSBERRY STREETS CONNECTION BILL.**—Mr. Michie moved, pursuant to notice, for leave to bring in a Bill for authorizing the Corporation of Melbourne to connect Gertrude and Queensberry streets, in the City of Melbourne, by a thoroughfare across Carlton Gardens.

Debate ensued.

A point of order, That this Bill was a private Bill and ought to be introduced on petition, having been raised, and debate having ensued,

Mr. Michie, by leave of the Assembly, withdrew the above motion.

15. **DISCHARGE OF ORDER.**—On the motion of Mr. Haines the Assembly ordered that the Order for the conference with the Legislative Council, made on the 30th December last, be discharged from the paper.

16. **PAPER**—Captain Pasley, by command of His Excellency the Governor, laid upon the Table of the Assembly—

Tolls.—Return to an order of the Assembly dated 19th December last for a Return of the amount of Tolls received by the Central Road Board in the whole, and in each year from 1st January, 1853 to 31st December, 1856.

The number and situation, with the relative distances, on each line of road of the toll-houses in Victoria, and the amount of revenue derived from each. The expenditure of the sums received from tolls, showing the relative sums expended and received in each locality.

Ordered to be printed.

17. **ASSEMBLY MEMBERS' QUALIFICATION BILL.**—Mr. Gavan Duffy moved that this Bill be now read a second time.

Mr. Haines moved the previous question.

Debate ensued.

Mr. Goodman moved, That the further debate on this subject be adjourned until to-morrow.

Question—That the further debate on this subject be adjourned until to-morrow—put.

Assembly divided.

Ayes, 21.

Mr. Sladen,
Mr. Haines,
Mr. Stawell,
Mr. Fellows,
Mr. Langlands,
Capt. Clarke,
Mr. Johnson,
Mr. Bennett,
Mr. King,
Mr. Wills,
Mr. Foster,
Mr. D. S. Campbell,
Mr. C. Campbell,
Mr. Lalor,
Mr. Griffith,
Mr. Rutledge,

Noes, 27.

Mr. Cameron,
Mr. Pyke,
Mr. O'Shanassy,
Mr. Humffray,
Mr. Sargood,
Mr. O'Brien,
Mr. Aspinall,
Mr. Fyfe,
Mr. Michie,
Mr. Hammill,
Mr. Greeves,
Mr. McCulloch,
Mr. Harker,
Mr. Gavan Duffy,
Mr. Phelan,
Mr. Palmer,

Ayes—*continued.*

Mr. Childers,
Mr. Adamson,
Mr. Davis,
Mr. Goodman } *Tellers.*
Capt. Pasley }

Noes—*continued.*

Mr. Blair,
Dr. Owens,
Mr. Myles,
Mr. Brooke,
Mr. Syme,
Mr. Grant,
Mr. Moore,
Dr. Evans,
Mr. Horne,
Mr. Snodgrass } *Tellers.*
Mr. Hughes }

Debate continued.

The Assembly having continued to sit till after twelve o'clock on Wednesday morning

WEDNESDAY, 7TH JANUARY, 1857.

Debate further continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 28.

Mr. Blair,
Mr. Hughes,
Mr. Aspinall,
Mr. Langlands,
Mr. Grant,
Dr. Owens,
Mr. Sargood,
Mr. Harker,
Mr. Humffray,
Mr. Fyfe,
Mr. O'Brien,
Mr. King,
Mr. Palmer,
Dr. Evans,
Mr. Phelan,
Mr. Syme,
Mr. Smith,
Mr. Cameron,
Mr. Michie,
Mr. Duffy,
Mr. Hammill,
Mr. O'Shanassy,
Mr. McCulloch,
Mr. Myles,
Mr. Horne,
Mr. Snodgrass,
Mr. Pyke } *Tellers.*
Mr. Brooke }

Noes, 21.

Mr. Stawell,
Mr. Haines,
Mr. Sladen,
Mr. C. Campbell,
Mr. Fellows,
Mr. Griffith,
Mr. Rutledge,
Mr. Lalor,
Capt. Clarke,
Mr. Childers,
Capt. Pasley,
Mr. Adamson,
Mr. Moore,
Mr. Greeves,
Mr. Wills,
Mr. Davis,
Mr. Bennett,
Mr. Johnson,
Mr. D. S. Campbell,
Mr. Foster } *Tellers.*
Mr. Goodman }

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

Assembly divided.

Ayes, 28.

Mr. Snodgrass,
Mr. Blair,
Mr. Hughes,
Mr. Grant,
Mr. Fyfe,
Dr. Owens,
Mr. Horne,
Mr. Aspinall,
Mr. Langlands,
Mr. Humffray,
Mr. Sargood,
Mr. Lalor,
Mr. Gavan Duffy,
Mr. Cameron,
Mr. Michie,
Mr. McCulloch,
Mr. Harker,

Noes, 21.

Mr. Sladen,
Mr. Haines,
Mr. Stawell,
Mr. Rutledge,
Mr. Foster,
Mr. Griffith,
Mr. Fellows,
Capt. Clarke,
Mr. Childers,
Mr. Bennett,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Johnson,
Mr. Wills,
Mr. Greeves,
Mr. Moore,
Mr. Adamson,

Ayes—continued.

Mr. Syme,
 Dr. Evans,
 Mr. Myles,
 Mr. Palmer,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. King,
 Mr. Hammill,
 Mr. Smith,
 Mr. Pyke
 Mr. Brooke } *Tellers.*

Noes—continued.

Capt. Pasley,
 Mr. O'Brien,
 Mr. Goodman } *Tellers.*
 Mr. C. Campbell }

Bill read a second time.

On the motion of Mr. Gavan Duffy, Mr. Speaker left the chair, and the Assembly resolved itself into a Committee of the whole for the consideration of the Bill.

The Chairman reported progress, and obtained leave to sit again Friday, 9th January instant.

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

“ *Gold Fields Management Bill—Second Reading,*”

“ *Workmen and Sub-contractors' Lien Bill—Second Reading,*” and

“ *Bankers' Drafts Law Amendment Bill—To be further considered in Committee,*” until Friday, 9th January; and

“ *Juries Bill—Second Reading,*”

“ *Immigrants Law Amendment Bill—Second Reading,*”

“ *Spirit Merchants Bill—Second Reading,*” and

“ *Auctioneers Bill—Second Reading,*” until to-morrow.

19. **EVIDENCE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress and obtained leave to sit again Wednesday, 21st day of January instant.

Assembly adjourned at fourteen minutes to one o'clock until four p.m. this day.

 NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 7TH JANUARY.

General Business :—

1. **MR. ASPINALL :** To ask the Chief Secretary whether the Government intend to introduce any measure for the registration of quartz crushing machines and their supervision by competent officers, with a view to the protection of the miner and the insuring of a due yield, so that the quartz-miner and quartz-crusher may be respectively satisfied of the result that the return is accurate in fact, and that it has not been lessened either by the insufficiency of the machinery or the fraud of the quartz-crusher.
2. **MR. GAVAN DUFFY :** To ask the Chief Secretary whether he intends to lay on the Table of this House any despatches or instructions received from the Home Government, either in relation to the establishment of responsible Government, or to reserving for Her Majesty's pleasure any Bills which may pass the two Houses of this Colony.
3. **MR. GAVAN DUFFY :** To ask the Treasurer whether he has not committed a violation of the Constitution Act in failing to lay on the Table of this House, within thirty days of the opening of the session, accounts in detail of the several sums expended under the authority of that Act.

Government Business :—

ORDER OF THE DAY (To take precedence) :—

1. **ELECTORAL ACT AMENDMENT BILL.**—To be further considered in Committee.

NOTICES OF MOTION :—

1. **MR. SLADEN :** To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.
2. **MR. SLADEN :** To move in Committee of Supply, That the sum of £80,000 be granted to Her Majesty for the purpose of defraying the expenses of establishments in the public service, and the sum of £20,000 for the purpose of defraying the expense of Public Works, exclusive of Roads and Bridges, during the present month of January.
3. **CAPT. PASLEY :** To move, That the House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an address to His Excellency the Governor, requesting him to cause a further sum of £51,000 to be expended on Roads and Bridges, in accordance with a schedule submitted to this House.

4. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.
5. MR. HAINES: To move the House into a committee to consider the propriety of introducing a Bill for amending the Laws relating to the Gold Fields.

ORDERS OF THE DAY:—

1. GUNPOWDER BILL.—Second reading.
2. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
3. PATENTS BILL.—Second reading.
4. CUSTOMS LAW CONSOLIDATION BILL.—Second reading.
5. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
6. CENSUS BILL.—To be further considered in Committee.
7. JURIES BILL.—Second reading.
8. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
9. SPIRIT MERCHANTS BILL.—Second reading.
10. AUCTIONEERS BILL.—Second reading.

NOTICES OF MOTION:—

1. MR. WILLS: To move for—
 - (1.) A Return of the number and description of the several Penal Establishments in Victoria, showing the position, nature, and extent of the same; also the amount of accommodation in each establishment, with the cost of its erection.
 - (2.) A Return of the names, salaries and allowances, and length of service of the several officers and other persons employed in those establishments.
 - (3.) A Return of the names, ages, places of birth, trades and callings, and condition (single or married), including number of family (if any) of the several prisoners confined in those establishments respectively, with a statement of the original and any additional sentences passed upon each of such prisoners since their confinement, the court or tribunal by which such sentences have been respectively awarded, and the nature of the offence in each case. Also, a report of the conduct of the prisoners detained in each Penal Establishment, the mode of their employment, diet, and the nature of indulgence granted in such establishment.
2. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.
3. MR. LALOR: To move for leave to bring in a Bill for the better prevention of horsestealing.
4. MR. HUGHES: To move for a return of the number of acres of land sold, and amount received for same in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas and Follett respectively, anterior to the 1st July, 1851.
5. MR. LALOR: To move for a copy of the Report of the Commission appointed to enquire into the conduct of the District Surveyors at Ballaarat, together with all the correspondence connected therewith.
6. MR. GREEVES: To move, That a chair be placed within the Bar for the accommodation of the Honourable the President of the Legislative Council, on occasion of his visiting this House.

THURSDAY, 8TH JANUARY.

Government Business:—

NOTICE OF MOTION:—

1. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—
 - (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
 - (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballaarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
 - (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
 - (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballaarat fourteen miles.
 - (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.

(6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution :—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400
	3400

(7.) That there shall be employed on the line, between Geelong and Ballarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under :—

At Cowie's Creek and the crossing of the Moorabool River ...	600
At or between Mount Buninyong Range and Warreneep ...	500
At Ballarat	500
	1600

(8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.

(9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	£680,000
And for plant	320,000
	£1,000,000

(10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballarat during the year 1857, of which there shall be spent on labor,

As detailed in the seventh resolution	£320,000
And for plant	180,000
	£500,000

(11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

(12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

ORDER OF THE DAY :—

1. CROWN LANDS MANAGEMENT.—To be further considered in Committee.

General Business :—

1. MR. GRIFFITH: To ask the Honorable the Commissioner of Public Works—

- (1.) Whether any and what steps have been taken for the erection of a Lock-up at Hamilton.
- (2.) Whether any plans and specifications for this work have been prepared in the office of the Commissioner of Public Works.
- (3.) If not, what department is responsible for carrying out this work.
- (4.) Whether the sum set apart for this purpose will lapse in consequence of no contract being taken during the year 1856.
- (5.) Whether he is aware that, owing to the insecure state of the present Lock-up, prisoners cannot safely be kept there without being chained.

2. MR. BROOKE: To ask the Honorable the Commissioner of Public Works—

- (1.) What steps the Government have taken with reference to the supply of Geelong with water.
- (2.) What is now being done to secure that desideratum.
- (3.) When the temporary supply recommended by the Water Commission is likely to be obtained.
- (4.) What is the estimated cost of the proposed works.

FRIDAY, 9TH JANUARY.

NOTICES OF MOTION :—

1. MR. GAVAN DUFFY: To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.

2. MR. SYME : To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
3. MR. GAVAN DUFFY : To move, That a Select Committee be appointed to take into consideration the allegations contained in the Petition of the Rev. Dr. Lang, of Sydney, in reference to the case of George Dunmore Lang and Frederick Lee Drake, and to inquire into and report upon the facts and circumstances bearing upon the case of these persons that have come to light since their trial and conviction in the month of December, 1854.
4. MR. SNODGRASS : To move for a copy of the contract entered into between Messrs. Dalgetty, Cleve and Hammill, with the Railway Trustees, on account of Her Majesty's Government; a copy of correspondence (if any) that may have taken place between any of the said contractors and the Government, having for its object the release of any of the contractors from their liability under the said contract.

ORDERS OF THE DAY :—

1. ASSEMBLY MEMBERS QUALIFICATION BILL.—To be further considered in Committee.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
4. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.

TUESDAY, 13TH JANUARY.

1. MR. HUMFRAY : To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That it is expedient to amend the laws relating to the Gold Fields.
 - (2.) To extend and define the powers of the Local Courts.
 - (3.) That such Local Courts shall have authority to hear and determine in a summary way all complaints whatsoever for the recovery of any debt, demand, or damage, liquidated or unliquidated, in all matters and things which shall be brought before them, in any way connected with the working, managing, conducting, or carrying on any mine worked for Gold.
 - (4.) That such Local Courts shall have power to issue injunctions and attach monies in the possession of third parties.
 - (5.) That the number of members of such local courts should be increased to twelve—eight to form a quorum in their legislative capacity, and four to form a quorum in their judicial capacity.
 - (6.) That provision be made for the payment of the members of such Local Courts out of the fees paid into such Local Courts by the litigants thereof.
 - (7.) That in all contested elections of members to serve in such Local Courts, the same be by ballot if demanded.
 - (8.) That the Executive Government have power to appoint mining surveyors, or other necessary officers, for the proper carrying out of the mining regulations made from time to time.
2. DR. OWENS : To move for a Select Committee to take evidence and report on the practical working of the Local Courts; on the desirability of extending these courts in order to embrace the local management of the mining districts; and on the expediency of instituting a permanent mining department, for the uniform and general supervision of the whole of the Gold Fields, such Committee to consist of Mr. Haines, Capt. Clarke, Mr. Grant, Mr. Pyke, Mr. Syme, Mr. Aspinall, Mr. Cameron, Mr. Humfray, Mr. Michie, Mr. O'Shanassy, and the Mover.
3. MR. GRANT : To move,
 - (1.) For a Return of all prisons, watchhouses, locks-up and places used for confinement of persons charged with offences before Courts of Petty Sessions.
 - (2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
 - (3.) The number of persons confined on each day in each cell from the first January, 1856, to 1st January, 1857.
 - (4.) The offences of the persons so confined, and how and when disposed of.
 - (5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.

WEDNESDAY, 14TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. CHILDERS : To call attention to the subject of Assisted Immigration, and to move the House into Committee to consider a series of resolutions on the subject.

General Business :—

NOTICE OF MOTION :—

1. MR. SARGOOD : To move for a return for the year 1856 of the appropriation of the sum of £50,000 for the promotion of religion, shewing
- (1.) The name, residence, and denomination of each recipient, with the amount granted to each respectively.
 - (2.) The amount granted in each case for churches and parsonages, distinguishing the locality and denomination.

THURSDAY, 15TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. CHILDERS : To move that the House resolve itself into a Committee of the whole for the purpose of considering resolutions relative to Telegraphic communication with the neighbouring Colonies.

TUESDAY, 20TH JANUARY.

NOTICE OF MOTION :—

1. MR. CHILDERS : To move that the House resolve itself into a Committee of the whole for the purpose of considering the recommendations contained in the report of the Lighthouse Commission.

WEDNESDAY, 21ST JANUARY.

Government Business :—

ORDER OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.

MEETINGS
OF
SELECT COMMITTEES.

Wednesday, 7th January.

ELECTIONS AND QUALIFICATIONS—at 10 o'clock.
 KELLY'S LAND CLAIM—at 1 o'clock.
 PRINTING—at 2 o'clock.
 ADDRESS TO MAJOR-GENERAL MACARTHUR—at 3 o'clock.

Thursday, 8th January.

STANDING ORDERS—at 10 o'clock.
 LIVE STOCK IMPORTATION—at 12 o'clock.
 PENAL DISCIPLINE—at 1 o'clock.
 COAL—at 2 o'clock.
 PORT ALBERT SHIPPING POINT—at 3 o'clock.

Tuesday, 13th January.

HOUSES OF PARLIAMENT—at 11 o'clock.
 PUBLIC BATHS—at half-past 3 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

WEDNESDAY, 7TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. ADDRESS TO MAJOR-GENERAL MACARTHUR.—Mr. Horne, as Chairman of the Committee appointed to frame an Address to be presented to Major-General Macarthur, brought up from the Committee the following draft Address, which was read by the Clerk, as follows:—

To Major-General Edward Macarthur.

SIR,

We desire to embrace this the earliest opportunity of expressing as the representatives of the people of this country in Parliament, our high sense of the mild, just, and highly judicious administration of the Government of the country during the period the distinguished office of Governor devolved upon you.

Whilst at all times maintaining the dignity of the high office you were called upon to fill, the kind consideration exhibited to all who had to approach you renders your name dear to the people of Victoria.

We trust you may be spared many years to this country, with which ties of family and affection so closely bind you; and that it may continue to reap the advantage of your presence in the important position of Commander of the Forces.

On the motion of Mr. Horne, the Assembly adopted the above Address, and ordered the same to be engrossed on vellum, and be presented to Major-General Macarthur by the Speaker and Members of the Assembly.

3. PAPERS.—The undermentioned Papers were, by command of His Excellency the Governor, presented as under:—

By Mr. Sladen:—

16 Vict. No. 28—Statement of the distribution of the amount authorized for Public Worship for the year 1855, by the Act of Council 16 Vict. No. 28.

List of Pensions granted under the 50th section of the Constitution Act.

Severally ordered to lie on the Table.

By Mr. Haines:—

Births, Deaths and Marriages.—Third Annual Report of the Registrar General, pursuant to Act of Council 16 Vict., No. 26.

Ordered to lie on the Table.

Also, Return to Order of the Assembly, dated 30th December, 1856, for the following Returns in relation to the Steam Sloop *Victoria*:—

- (1.) Her tonnage, distinguishing engine and carrying capacity respectively.
- (2.) Steam power of her engines.
- (3.) Her rate of speed under full steam, with and without sails respectively.
- (4.) Her consumption of coal or other fuel at full and reduced rates of steaming respectively.
- (5.) Her number of guns, and the estimate of wages and other expenses connected with her armament.
- (6.) The nature of the duty performed by the vessel since her arrival in Hobson's Bay.

Ordered to be printed.

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

HENRY BARKLY,

Governor.

Message, No. 2.

The Governor, in pursuance of the 57th section of the Constitution Act, recommends to the Legislative Assembly an appropriation of the Consolidated Revenue in accordance with the Estimates of Expenditure for the year 1857, and the Supplementary Estimates for the year 1856, which were, by the command of his predecessor, laid upon the Table of the Legislative Assembly on the 4th December last.

Ordered to be printed, and taken into consideration this day.

5. **PETITIONS.**—Dr. Evans presented a Petition from certain natives of Germany, and colonists of Victoria, praying the Assembly, taking the statements set forth in the Petition into consideration, would extend to colonists, as soon as they have been made lieges of Her Majesty by naturalization, all the rights and privileges of a natural-born British subject.
Petition received.
Dr. Evans presented a Petition from Germans resident within the district of Ballaarat, praying that the proposed period of prohibition of three years might be altered, and that after one year's residence any German might, upon taking out letters of naturalization, be immediately entitled to exercise the electoral franchise, and to all the rights and privileges of a British-born subject.
Petition received.
6. **PAPER.**—Mr. Sladen, by command of His Excellency the Governor, presented:—
An account in detail of the expenditure of the several sums expended under the authority of the Act 18 & 19 Vict. cap. 55, on account of the year 1855.
Ordered to lie on the Table.
7. **ELECTORAL ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee for the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
8. **SUPPLY.**—Mr. Sladen moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the propriety of granting to Her Majesty the sum of £80,000 for the purpose of defraying the expenses of establishments in the public service, and the sum of £20,000 for the purpose of defraying the expense of public works, exclusive of roads and bridges, during the present month of January.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee recommended that the sum of £80,000 be granted to Her Majesty for the purpose of defraying the expenses of establishments in the public service, and the sum of £8,000 for the purpose of defraying the expense of public works, exclusive of roads and bridges, during the present month of January—the Assembly adopted such report.
9. **POSTPONEMENT OF NOTICE OF MOTION.**—Mr. Sladen postponed the motion standing in his name No. 1 on the Notice Paper for to-day, until to-morrow, and the Assembly ordered that the motion do take precedence of all other business on that day.
10. **EXPENDITURE ON ROADS AND BRIDGES.**—Capt. Pasley moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to cause a further sum of £51,000 to be expended on roads and bridges, in accordance with a schedule submitted to this House.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee had resolved that a sum not exceeding £49,000 be granted to Her Majesty, for the purpose of defraying the expenses of roads and bridges included in the schedule submitted—the Assembly adopted such report.
11. **GOLD FIELDS MANAGEMENT BILL.**—Mr. Haines moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the propriety of introducing a Bill for amending the laws relating to the Gold Fields.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee considered it expedient that a Bill be brought in for amending the laws relating to the Gold Fields—the Assembly adopted the report, and ordered the Bill to be brought in accordingly.
Mr. Haines brought in a Bill, intituled, "*A Bill for amending the Laws relating to the Gold Fields,*" and moved that it be now read a first time.
Question—put and passed.—Bill read a first time.—Ordered to be printed, and read a second time Wednesday, 21st January instant.
12. **PATENTS BILL.**—Mr. Fellows moved, That this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again Friday, 9th January instant.
13. **CUSTOMS LAW CONSOLIDATION BILL.**—Mr. Childers moved, That this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Childers, the Assembly ordered this Bill to be committed to a Committee of the whole House.

And on the further motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again Tuesday, 13th January instant.

14. **JURIES BILL.**—Mr. Fellows moved, That this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Fellows, the Assembly ordered this Bill to be committed to a Committee of the whole House.
And on the further motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again Friday, 16th January instant.
15. **IMMIGRANTS LAW AMENDMENT BILL.**—Mr. Childers moved, That this Bill be “now” read a second “time.”
Debate ensued.
Mr. Palmer moved, That the word “now” be omitted from the above motion, and the words “this day six months” be added after the word “time.”
Debate continued.
Mr. Palmer, by leave of the Assembly, withdrew his proposed amendment.
Motion, by leave, withdrawn.
16. **SPIRIT MERCHANTS BILL.**—Mr. Childers moved, That this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Childers, the Assembly ordered this Bill to be committed to a Committee of the whole Assembly.
And on the further motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again to-morrow.
17. **AUCTIONEERS BILL.**—Mr. Stawell moved, That this Bill be now read a second time.
Question put and passed.—Bill read a second time.
On the motion of Mr. Stawell, the Assembly ordered this Bill to be committed to a Committee of the whole Assembly.
And on the further motion of Mr. Stawell, the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again Tuesday, 13th January instant.
18. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Gunpowder Bill—Second reading,*” until Wednesday, 14th January instant.
“*Publicans’ License Fees, Pounds, &c.—To be further considered in Committee,*” until to-morrow.
“*Claimants against Government Relief Bill—Second reading,*” until Tuesday, 13th January instant.
“*Census Bill—To be further considered in Committee;*” and
“*Immigrants Law Amendment Bill—Second reading,*” until to-morrow.
19. **PENAL ESTABLISHMENTS.**—Mr. Wills moved, pursuant to notice, for—
(1.) A Return of the number and description of the several Penal Establishments in Victoria, showing the position, nature, and extent of the same; also the amount of accommodation in each establishment, with the cost of its erection.
(2.) A Return of the names, salaries and allowances, and length of service of the several officers and other persons employed in those establishments.
(3.) A Return of the names, ages, places of birth, trades and callings, and condition (single or married), including number of family (if any) of the several prisoners confined in those establishments respectively, with a statement of the original and any additional sentences passed upon each of such prisoners since their confinement, the court or tribunal by which such sentences have been respectively awarded, and the nature of the offence in each case. Also, a report of the conduct of the prisoners detained in each Penal Establishment, the mode of their employment, diet, and the nature of indulgence granted in such establishment.
Motion, by leave, withdrawn.
20. **CROWN LANDS IN THE WESTWARD COUNTIES.**—Mr. Aspinall moved, pursuant to notice, given by Mr. Hughes, for a Return of the number of acres of land sold, and amount received for same, in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas and Follett respectively, anterior to the 1st July, 1851.
Question—put and passed.

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

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 8TH JANUARY.

General Business :—

1. MR. GRIFFITH: To ask the Honorable the Commissioner of Public Works—
 - (1.) Whether any and what steps have been taken for the erection of a Lock-up at Hamilton.
 - (2.) Whether any plans and specifications for this work have been prepared in the office of the Commissioner of Public Works.
 - (3.) If not, what department is responsible for carrying out this work.
 - (4.) Whether the sum set apart for this purpose will lapse in consequence of no contract being taken during the year 1856.
 - (5.) Whether he is aware that, owing to the insecure state of the present Lock-up, prisoners cannot safely be kept there without being chained.
2. MR. BROOKE: To ask the Honorable the Commissioner of Public Works—
 - (1.) What steps the Government have taken with reference to the supply of Geelong with water.
 - (2.) What is now being done to secure that desideratum.
 - (3.) When the temporary supply recommended by the Water Commission is likely to be obtained.
 - (4.) What is the estimated cost of the proposed works.
3. MR. PYKE: To ask the Honorable the Surveyor General, whether it is the present intention of the Government to recommend that the main trunk line of the Melbourne and Murray River Railway should be taken through the town of Castlemaine, or whether it is proposed (in accordance, apparently, with the plan and report recently issued) that the said line should be carried *via* Harcourt, with a branch line merely to Castlemaine.
4. MR. HUMFRAY: To ask the Commissioner of Public Works :—
 - (1.) What is the reason for the very inadequate extent of the public accommodation intended to be provided in the New Court House now in course of erection on Ballaarat.
 - (2.) Whether it is not necessary in the erection of new buildings in this Colony to wet the bricks prior to their being laid in the mortar, and if there is any such stipulation in the specification under which the contracts are taken in this particular contract, and if not, why not?
5. MR. C. CAMPBELL: To ask the Honorable the Surveyor General whether the statement made in the *Age* newspaper, of the 30th December, that the Messrs. Learmonth had purchased 20,000 acres in the neighbourhood of Borambeet, at £1 per acre, was correct; and if not, what extent of land the Messrs. Learmonth had purchased in that district during 1856, with the average price paid, and the average price of similar land sold in 1856, in the same neighbourhood.

Government Business :—

NOTICES OF MOTION :—

1. (*To take precedence by order*) MR. SLADEN: To move, That the House resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.
2. CAPT. CLARKE: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
 - (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballaarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
 - (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
 - (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballaarat fourteen miles.
 - (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
 - (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution :—

From Footscray to Gisborne	1000
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400
	3400

- (7.) That there shall be employed on the line, between Geelong and Ballaarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under :—
- | | | |
|--|--------|------|
| At Cowie's Creek and the crossing of the Moorabool River | ... | 600 |
| At or between Mount Buninyong Range and Warrencep | ... .. | 500 |
| At Ballaarat | ... .. | 500 |
| | | 1600 |
- (8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.
- (9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,
- | | | |
|-------------------------------------|--------|------------|
| As detailed in the sixth resolution | ... .. | £680,000 |
| And for plant | ... .. | 320,000 |
| | | £1,000,000 |
- (10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballaarat during the year 1857, of which there shall be spent on labor,
- | | | |
|---------------------------------------|--------|----------|
| As detailed in the seventh resolution | ... .. | £320,000 |
| And for plant | ... .. | 180,000 |
| | | £500,000 |
- (11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.
- (12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

ORDERS OF THE DAY :—

1. CROWN LANDS MANAGEMENT.—To be further considered in Committee.
2. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
3. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
4. CENSUS BILL.—To be further considered in Committee.
5. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
6. SPIRIT MERCHANTS BILL.—To be further considered in Committee.

NOTICES OF MOTION :—

1. MR. LALOR: To move, That an Address be presented to His Excellency the Governor, praying that His Excellency may cause to be placed on the Estimates the sum of £30,000 as a grant to the municipality of Ballaarat.
2. MR. HUGHES: To move, That the following members be added to the Printing Committee, viz., Mr. Horne, Mr. Foster, Mr. Humfray, Dr. Owens, Mr. Rutledge, Mr. Brooke, Mr. Smith; and that such committee be a permanent committee for the present session, and be at liberty to report their proceedings to this Honorable House, from time to time, as they may think fit, and that such Committee have power to take evidence, and to call for persons and papers.
3. MR. LALOR: To move for a copy of the Report of the Commission appointed to inquire into the conduct of the District Surveyors at Ballaarat, together with all the correspondence connected therewith.

FRIDAY, 9TH JANUARY.

NOTICES OF MOTION :—

1. MR. GAVAN DUFFY: To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.
2. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
3. MR. GAVAN DUFFY: To move, That a Select Committee be appointed to take into consideration the allegations contained in the Petition of the Rev. Dr. Lang, of Sydney, in reference to the case of George Dunmore Lang and Frederick Lee Drake, and to inquire into and report upon the facts and circumstances bearing upon the case of these persons that have come to light since their trial and conviction in the month of December, 1854.

4. **MR. SNODGRASS** : To move for a copy of the contract entered into between Messrs. Dalgetty, Cleve and Hammill, with the Railway Trustees, on account of Her Majesty's Government; a copy of correspondence (if any) that may have taken place between any of the said contractors and the Government, having for its object the release of any of the contractors from their liability under the said contract.
5. **MR. WILLS** : To move for a copy of the regulations in force in the several stockades, gaols, and hulks in Victoria, for the control and management of the convicts; and a copy of the regulations under which tickets-of-leave and other indulgences are given to convicts under sentence; also a comparative return of the state of crime in the Colony during the years 1853, 1854, 1855, and 1856 inclusive.
6. **MR. PYKE** : To move for copies of the reports (if any) relative to the various surveys recently undertaken by the Government, for the purpose of ascertaining the practicability of carrying the main trunk line of the Melbourne and Murray River Railway from Elphinstone to Castlemaine by way of Expedition Pass and Wattle Gully.
7. **MR. BROOKE** : To move for a return of persons in the public service holding more than one appointment, or discharging the duties of more than one office, or who may be carrying on private, professional, or other business, specifying in detail the nature of their office or offices, the emolument or emoluments they receive, whether provided with quarters, the hours of duty of such officers, and the nature of the private business (if any) which they pursue or are interested in.
8. **MR. GREEVES** : To move, That a chair be placed within the Bar for the accommodation of the Honorable the President of the Legislative Council, on occasion of his visiting this House.

ORDERS OF THE DAY :—

1. **ASSEMBLY MEMBERS QUALIFICATION BILL**.—To be further considered in Committee.
2. **GOLD FIELDS MANAGEMENT BILL**.—Second reading.
3. **WORKMEN AND SUB-CONTRACTORS' LIEN BILL**.—Second reading.
4. **BANKERS' DRAFTS LAW AMENDMENT BILL**.—To be further considered in Committee.
5. **PATENTS BILL**.—To be further considered in Committee.

TUESDAY, 13TH JANUARY.

1. **MR. HUMFRAY** : To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That it is expedient to amend the laws relating to the Gold Fields.
 - (2.) To extend and define the powers of the Local Courts.
 - (3.) That such Local Courts shall have authority to hear and determine in a summary way all complaints whatsoever for the recovery of any debt, demand, or damage, liquidated or unliquidated, in all matters and things which shall be brought before them, in any way connected with the working, managing, conducting, or carrying on any mine worked for Gold.
 - (4.) That such Local Courts shall have power to issue injunctions and attach monies in the possession of third parties.
 - (5.) That the number of members of such local courts should be increased to twelve—eight to form a quorum in their legislative capacity, and four to form a quorum in their judicial capacity.
 - (6.) That provision be made for the payment of the members of such Local Courts out of the fees paid into such Local Courts by the litigants thereof.
 - (7.) That in all contested elections of members to serve in such Local Courts, the same be by ballot if demanded.
 - (8.) That the Executive Government have power to appoint mining surveyors, or other necessary officers, for the proper carrying out of the mining regulations made from time to time.
2. **DR. OWENS** : To move for a Select Committee to take evidence and report on the practical working of the Local Courts; on the desirability of extending these courts in order to embrace the local management of the mining districts; and on the expediency of instituting a permanent mining department, for the uniform and general supervision of the whole of the Gold Fields, such Committee to consist of Mr. Haines, Capt. Clarke, Mr. Grant, Mr. Pyke, Mr. Syme, Mr. Aspinall, Mr. Cameron, Mr. Humfray, Mr. Michie, Mr. O'Shanassy, and the Mover.
3. **MR. GRANT** : To move,
 - (1.) For a Return of all prisons, watchhouses, locks-up and places used for confinement of persons charged with offences before Courts of Petty Sessions.
 - (2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
 - (3.) The number of persons confined on each day in each cell from the first January, 1856, to 1st January, 1857.
 - (4.) The offences of the persons so confined, and how and when disposed of.
 - (5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.

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4. MR. MICHIE : To move, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Estimates for the year 1857, the sum of two thousand pounds for the more effectual advancement of the objects of the society in Melbourne called the Juvenile Traders' Protection Association.
5. MR. GRANT : To move for a return of the correspondence and contract relating to the purchase of a site for a Custom House at Port Albert.

ORDERS OF THE DAY :—

1. CUSTOMS LAW CONSOLIDATION BILL.—To be further considered in Committee.
2. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
3. AUCTIONEERS BILL.—To be further considered in Committee.

WEDNESDAY, 14TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. CHILDERS : To call attention to the subject of Assisted Immigration, and to move the House into Committee to consider a series of resolutions on the subject.

ORDER OF THE DAY.

1. GUNPOWDER BILL.—Second reading.

General Business :—

NOTICE OF MOTION :—

1. MR. SARGOOD : To move for a return for the year 1856 of the appropriation of the sum of £50,000 for the promotion of religion, shewing
 - (1.) The name, residence, and denomination of each recipient, with the amount granted to each respectively.
 - (2.) The amount granted in each case for churches and parsonages, distinguishing the locality and denomination.

THURSDAY, 15TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. CHILDERS : To move that the House resolve itself into a Committee of the whole for the purpose of considering resolutions relative to Telegraphic communication with the neighbouring Colonies.

FRIDAY, 16TH JANUARY.

ORDER OF THE DAY :—

1. JURIES BILL.—To be further considered in Committee.

TUESDAY, 20TH JANUARY.

NOTICE OF MOTION :—

1. MR. CHILDERS : To move that the House resolve itself into a Committee of the whole for the purpose of considering the recommendations contained in the report of the Lighthouse Commission.

WEDNESDAY, 21ST JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. SLADEN : To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
2. GOLD FIELDS MANAGEMENT BILL (2°).—Second reading.

General Business :—

NOTICE OF MOTION :—

1. MR. GREEVES : To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

MEETINGS
OF
SELECT COMMITTEES.

Thursday, 8th January.

STANDING ORDERS—at 10 o'clock.
ELECTIONS AND QUALIFICATIONS—at half-past 10 o'clock.
LIVE STOCK IMPORTATION—at 12 o'clock.
PENAL DISCIPLINE—at 1 o'clock.
KELLY'S LAND CLAIM—at 1 o'clock.
COAL—at 2 o'clock.
PORT ALBERT SHIPPING POINT—at 3 o'clock.

Friday, 9th January.

BENTLEY'S HOTEL, BALLAARAT RIOTS—at half-past 10 o'clock.

Tuesday, 13th January.

HOUSES OF PARLIAMENT—at 11 o'clock.
PUBLIC BATHS—at half-past 3 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

THURSDAY, 8TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Dr. Evans presented a petition from certain electors of the electoral district of Richmond, praying the House would cause to be struck out of the proposed Electoral Act the fourth clause, and every other clause giving non-resident voters the suffrage in any district.
Petition received.
3. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, brought up a Progress Report from the Committee on this subject, and moved that it be read.
Question—put and passed.—Report read by the Clerk, and ordered to be printed.
4. PETITION.—Mr. Moore presented a petition from certain magistrates, merchants, landowners, and householders, having an interest in the establishment of direct railway communication between the City of Melbourne and Ballarat, praying the House would take into consideration the question of the proper line of railway communication between Melbourne and Ballarat; and if, on an examination of the various lines proposed, it should be found that the direct line of communication by way of Bacchus Marsh and Ballan presents the greatest advantage to the community, that the Assembly would take the necessary steps for securing the adoption of that line.
Petition received.
5. ESTIMATES.—Mr. Sladen moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of Supply for the purpose of considering the Supplementary Estimates of Expenditure for 1856, and the Estimates of Expenditure for the year 1857.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 - “ Crown Lands Management—To be further considered in Committee;”
 - “ Electoral Act Amendment Bill—To be further considered in Committee;” and
 - “ Publicans’ License Fees, Pounds, &c.—To be further considered in Committee;” until Wednesday, 14th January instant.
 - “ Census Bill—To be further considered in Committee;” until to-morrow; and
 - “ Immigrants Law Amendment Bill—Second reading;” and
 - “ Spirit Merchants Bill—To be further considered in Committee;” until Wednesday, 14th January instant.
7. LIBRARY COMMITTEE.—Mr. Hughes moved, pursuant to amended notice, That the name of Mr. McCulloch be discharged, and that the following members be added to, the Printing Committee, viz., Mr. Childers, Mr. Horne, Mr. Rutledge, Mr. Brooke; and that such committee be a permanent committee for the present session, and be at liberty to report their proceedings to this Honorable House, from time to time, as they may think fit, and that such committee have power to take evidence, and to call for persons and papers.
Question—put and passed.
8. BALLAARAT DISTRICT SURVEYOR’S COMMISSION REPORT.—Mr. Lalor moved, pursuant to amended notice, That an Address be presented to His Excellency the Governor, requesting His Excellency will be pleased to cause to be laid on the Table of the House a copy of the Report of the Commission appointed to inquire into the conduct of the District Surveyors at Ballarat, together with all the correspondence connected therewith.
Question—put and passed.
Assembly adjourned at twenty-six minutes past eight o’clock until twelve o’clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 9TH JANUARY.

NOTICES OF MOTION:—

1. **MR. GAVAN DUFFY:** To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.
2. **MR. SYME:** To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
3. **MR. GAVAN DUFFY:** To move, That a Select Committee be appointed to take into consideration the allegations contained in the Petition of the Rev. Dr. Lang, of Sydney, in reference to the case of George Dunmore Lang and Frederick Lee Drake, and to inquire into and report upon the facts and circumstances bearing upon the case of these persons that have come to light since their trial and conviction in the month of December, 1854.
4. **MR. SNODGRASS:** To move for a copy of the contract entered into between Messrs. Dalgety, Cleve and Hammill, with the Railway Trustees, on account of Her Majesty's Government; a copy of correspondence (if any) that may have taken place between any of the said contractors and the Government, having for its object the release of any of the contractors from their liability under the said contract.
5. **MR. WILLS:** To move for a copy of the regulations in force in the several stockades, gaols, and hulks in Victoria, for the control and management of the convicts; and a copy of the regulations under which tickets-of-leave and other indulgences are given to convicts under sentence; also a comparative return of the state of crime in the Colony during the years 1853, 1854, 1855, and 1856 inclusive.
6. **MR. PYKE:** To move for copies of the reports (if any) relative to the various surveys recently undertaken by the Government, for the purpose of ascertaining the practicability of carrying the main trunk line of the Melbourne and Murray River Railway from Elphinstone to Castlemaine by way of Expedition Pass and Wattle Gully.
7. **MR. BROOKE:** To move for a return of persons in the public service holding more than one appointment, or discharging the duties of more than one office, or who may be carrying on private, professional, or other business, specifying in detail the nature of their office or offices, the emolument or emoluments they receive, whether provided with quarters, the hours of duty of such officers, and the nature of the private business (if any) which they pursue or are interested in.
8. **MR. GREEVES:** To move, That a chair be placed within the Bar for the accommodation of the Honourable the President of the Legislative Council, on occasion of his visiting this House.
9. **MR. BARAGWANATH:** To move,
 - (1.) For a Return of the number of Horses owned by the Government for the year 1856, and the manner in which they have been employed.
 - (2.) A Return of the number of Stallions, Mares, and general Breeding Stud, shewing increase from the same.
 - (3.) A Return of the total cost of Breeding Stud, and expense of management.
10. **MR. GAVAN DUFFY:** To move, That the names of Dr. Evans and Mr. Greeves be added to the Standing Orders Committee.
11. **CAPT. CLARKE:** To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—
 - (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and seventy-five miles of double line.
 - (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballarat, comprising thirty-nine miles of single line and twenty-four miles of double line.
 - (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
 - (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of which on the lines between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and on the line between Geelong and Ballarat fourteen miles.
 - (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.

(6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution :—

From Footscray to Gisborne	1900
In the Black Forest	800
At Taradale	400
At Castlemaine	800
At the Big Hill, Bendigo	400

3400

(7.) That there shall be employed on the line, between Geelong and Ballaarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under :—

At Cowie's Creek and the crossing of the Moorabool River ...	600
At or between Mount Buninyong Range and Warreneep	500
At Ballaarat	500

1600

(8.) That for the purpose of constructing the railways comprised in the second resolution there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.

(9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	£680,000
And for plant	320,000

£1,000,000

(10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballaarat during the year 1857, of which there shall be spent on labor,

As detailed in the seventh resolution	£320,000
And for plant	180,000

£500,000

(11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

(12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

12. MR. LALOR: To move, That an Address be presented to His Excellency the Governor, praying that His Excellency may cause to be placed on the Estimates the sum of £30,000 as a grant to the municipality of Ballaarat.

ORDERS OF THE DAY :—

1. ASSEMBLY MEMBERS QUALIFICATION BILL.—To be further considered in Committee.
2. GOLD FIELDS MANAGEMENT BILL.—Second reading.
3. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
4. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.
5. PATENTS BILL.—To be further considered in Committee.
6. ESTIMATES.—To be further considered in Committee.
7. CENSUS BILL.—To be further considered in Committee.

TUESDAY, 13TH JANUARY.

1. MR. HUMFRAY: To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

- (1.) That it is expedient to amend the laws relating to the Gold Fields.
- (2.) To extend and define the powers of the Local Courts.
- (3.) That such Local Courts shall have authority to hear and determine in a summary way all complaints whatsoever for the recovery of any debt, demand, or damage, liquidated or unliquidated, in all matters and things which shall be brought before them, in any way connected with the working, managing, conducting, or carrying on any mine worked for Gold.
- (4.) That such Local Courts shall have power to issue injunctions and attach monies in the possession of third parties.
- (5.) That the number of members of such local courts should be increased to twelve—eight to form a quorum in their legislative capacity, and four to form a quorum in their judicial capacity.

- (6.) That provision be made for the payment of the members of such Local Courts out of the fees paid into such Local Courts by the litigants thereof.
 - (7.) That in all contested elections of members to serve in such Local Courts, the same be by ballot if demanded.
 - (8.) That the Executive Government have power to appoint mining surveyors, or other necessary officers, for the proper carrying out of the mining regulations made from time to time.
2. DR. OWENS : To move for a Select Committee to take evidence and report on the practical working of the Local Courts ; on the desirability of extending these courts in order to embrace the local management of the mining districts ; and on the expediency of instituting a permanent mining department, for the uniform and general supervision of the whole of the Gold Fields, such Committee to consist of Mr. Haines, Capt. Clarke, Mr. Grant, Mr. Pyke, Mr. Syme, Mr. Aspinall, Mr. Cameron, Mr. Humffray, Mr. Michie, Mr. O'Shanassy, and the Mover.
 3. MR. GRANT : To move,
 - (1.) For a Return of all prisons, watchhouses, locks-up and places used for confinement of persons charged with offences before Courts of Petty Sessions.
 - (2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
 - (3.) The number of persons confined on each day in each cell from the first January, 1856, to 1st January, 1857.
 - (4.) The offences of the persons so confined, and how and when disposed of.
 - (5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.
 4. MR. MICHIE : To move, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Estimates for the year 1857, the sum of two thousand pounds for the more effectual advancement of the objects of the society in Melbourne called the Juvenile Traders' Protection Association.
 5. MR. GRANT : To move for a return of the correspondence and contract relating to the purchase of a site for a Custom House at Port Albert.
 6. MR. HUGHES : To move, That the Progress Report of the Printing Committee be adopted.

ORDERS OF THE DAY :—

1. CUSTOMS LAW CONSOLIDATION BILL.—To be further considered in Committee.
2. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
3. AUCTIONEERS BILL.—To be further considered in Committee.

WEDNESDAY, 14TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. CHILDERS : To call attention to the subject of Assisted Immigration, and to move the House into Committee to consider a series of resolutions on the subject.

ORDERS OF THE DAY :—

1. CROWN LANDS MANAGEMENT.—To be further considered in Committee.
2. GUNPOWDER BILL.—Second reading.
3. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
4. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
5. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
6. SPIRIT MERCHANTS BILL.—To be further considered in Committee.

General Business :—

NOTICE OF MOTION :—

1. MR. SARGOOD : To move for a return for the year 1856 of the appropriation of the sum of £50,000 for the promotion of religion, shewing
 - (1.) The name, residence, and denomination of each recipient, with the amount granted to each respectively.
 - (2.) The amount granted in each case for churches and parsonages, distinguishing the locality and denomination.

THURSDAY, 15TH JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. CHILDERS : To move that the House resolve itself into a Committee of the whole for the purpose of considering resolutions relative to Telegraphic communication with the neighbouring Colonies.

FRIDAY, 16TH JANUARY.

ORDER OF THE DAY :—

1. JURIES BILL.—To be further considered in Committee.

TUESDAY, 20TH JANUARY.

NOTICE OF MOTION :—

1. MR. CHILDERS: To move that the House resolve itself into a Committee of the whole for the purpose of considering the recommendations contained in the report of the Lighthouse Commission.

WEDNESDAY, 21ST JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr Brooke, Mr Childers, Mr Fyfe, Mr Goodman, Mr Griffith, Mr Haines, Mr Hammill, Mr Henty, Mr McCulloch, Mr Moore, Mr O'Shanassy, Mr Palmer, Mr Syme, Mr Were, and the Mover.

ORDERS OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
2. GOLD FIELDS MANAGEMENT BILL (2^o).—Second reading.

General Business :—

NOTICE OF MOTION :—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

MEETINGS

OF

SELECT COMMITTEES.

Friday, 9th January.

BENTLEY'S HOTEL, BALLAARAT RIOTS—at half-past 10 o'clock.
PENAL—at 11 o'clock.

Tuesday, 13th January.

STANDING ORDERS—at 10 o'clock.
HOUSES OF PARLIAMENT—at 11 o'clock.
ELECTIONS AND QUALIFICATIONS—at 11 o'clock.
LIVE STOCK IMPORTATION—at 12 o'clock.
PORT ALBERT SHIPPING POINT—at 3 o'clock.
PUBLIC BATHS—at half-past 3 o'clock.

Wednesday, 14th January.

COAL FIELDS—at 3 o'clock.

Thursday, 15th January.

KELLY'S LAND CLAIM—at 1 o'clock.

FRAN^s. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

FRIDAY, 9TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. G. D. LANG AND F. L. DRAKE.—Mr. Gavau Duffy moved, pursuant to *amended* notice, That a Select Committee be appointed to take into consideration the case of George Dunmore Lang and Frederick Lee Drake, and to inquire into and report upon the facts and circumstances bearing upon the case of these persons.
Debate ensued.
Question—put and passed.
Mr. Gavan Duffy then, by leave of the Assembly, moved, That the following members constitute the Committee, viz. :—Mr. Haines, Mr. Grant, Mr. Beaver, Mr. Stawell, Mr. Greeves, Mr. Syme, Mr. Adamson, Mr. Aspinall, and the Mover; and that the Committee have power to send for papers and persons.
Question—put and passed.
3. PENAL DISCIPLINE.—Mr. Wills moved, pursuant to notice, for a copy of the regulations in force in the several stockades, gaols, and hulks in Victoria, for the control and management of the convicts; and a copy of the regulations under which tickets-of-leave and other indulgences are given to convicts under sentence; also a comparative return of the state of crime in the Colony during the years 1853, 1854, 1855, and 1856 inclusive.
Motion, by leave, withdrawn.
4. MELBOURNE AND MURRAY RIVER RAILWAY.—Mr. Pyke moved, pursuant to notice, for copies of the reports (if any) relative to the various surveys recently undertaken by the Government, for the purpose of ascertaining the practicability of carrying the main trunk line of the Melbourne and Murray River Railway from Elphinstone to Castlemaine by way of Expedition Pass and Wattle Gully.
Question—put and passed.
5. GOVERNMENT OFFICERS.—Mr. Brooke moved, pursuant to notice, for a Return of persons in the public service holding more than one appointment, or discharging the duties of more than one office, or who may be carrying on private, professional, or other business, specifying in detail the nature of their office or offices, the emolument or emoluments they receive, whether provided with quarters, the hours of duty of such officers, and the nature of the private business (if any) which they pursue or are interested in.
Question—put and passed.
6. PRESIDENT OF THE COUNCIL.—Mr. Greeves moved, pursuant to *amended* notice, That, until further arrangements shall have been made for the accommodation of the members of the Legislative Council, a chair be placed within the Bar for the accommodation of the Honorable the President of the Legislative Council, on occasion of his visiting this House.
Debate ensued.
Question—put and passed.
7. GOVERNMENT STUD.—Mr. Baragwanath moved, pursuant to notice :—
 - (1.) For a Return of the number of Horses owned by the Government for the year 1856, and the manner in which they have been employed.
 - (2.) A Return of the number of Stallions, Mares, and general Breeding Stud, shewing increase from the same.
 - (3.) A Return of the total cost of Breeding Stud, and expense of management.
 Question—put and passed.
8. STANDING ORDERS COMMITTEE.—Mr. Gavan Duffy moved, pursuant to notice, That the names of Dr. Evans and Mr. Greeves be added to the Standing Orders Committee.
Question—put and passed.

9. **ASSEMBLY MEMBERS QUALIFICATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with amendments, the Assembly adopted the same, and ordered the Bill to be read a third time on Tuesday, 13th January instant.

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

“ *Gold Fields Management Bill—Second reading,*” until Tuesday, 13th January instant.

“ *Workmen and Sub-Contractors' Lien Bill—Second reading,*” and

“ *Bankers' Drafts Law Amendment Bill—To be further considered in Committee,*” until Friday, 16th January instant.

“ *Patents Bill—To be further considered in Committee,*” until Thursday, 15th January instant.

“ *Estimates—To be further considered in Committee,*” until Wednesday, 14th January instant; and

“ *Census Bill—To be further considered in Committee,*” until Tuesday, 13th January instant.

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

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 13TH JANUARY.

1. **MR. HUMFRAY:** To move, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That it is expedient to amend the laws relating to the Gold Fields.
 - (2.) To extend and define the powers of the Local Courts.
 - (3.) That such Local Courts shall have authority to hear and determine in a summary way all complaints whatsoever for the recovery of any debt, demand, or damage, liquidated or unliquidated, in all matters and things which shall be brought before them, in any way connected with the working, managing, conducting, or carrying on any mine worked for Gold.
 - (4.) That such Local Courts shall have power to issue injunctions and attach monies in the possession of third parties.
 - (5.) That the number of members of such local courts should be increased to twelve—eight to form a quorum in their legislative capacity, and four to form a quorum in their judicial capacity.
 - (6.) That provision be made for the payment of the members of such Local Courts out of the fees paid into such Local Courts by the litigants thereof.
 - (7.) That in all contested elections of members to serve in such Local Courts, the same be by ballot if demanded.
 - (8.) That the Executive Government have power to appoint mining surveyors, or other necessary officers, for the proper carrying out of the mining regulations made from time to time.
2. **DR OWENS:** To move for a Select Committee to take evidence and report on the practical working of the Local Courts; on the desirability of extending these courts in order to embrace the local management of the mining districts; and on the expediency of instituting a permanent mining department, for the uniform and general supervision of the whole of the Gold Fields, such Committee to consist of Mr. Haines, Capt. Clarke, Mr. Grant, Mr. Pyke, Mr. Syme, Mr. Aspinall, Mr. Cameron, Mr. Humfray, Mr. Michie, Mr. O'Shanassy, and the Mover.
3. **MR. GRANT:** To move,
 - (1.) For a Return of all prisons, watchhouses, locks-up and places used for confinement of persons charged with offences before Courts of Petty Sessions.
 - (2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
 - (3.) The number of persons confined on each day in each cell from the first January, 1856, to 1st January, 1857.
 - (4.) The offences of the persons so confined, and how and when disposed of.
 - (5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.
4. **MR. MICHIE:** To move, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Estimates for the year 1857, the sum of two thousand pounds for the more effectual advancement of the objects of the society in Melbourne called the Juvenile Traders' Protection Association.
5. **MR. GRANT:** To move for a return of the correspondence and contract relating to the purchase of a site for a Custom House at Port Albert.

6. MR. HUGHES: To move, That the Progress Report of the Printing Committee be adopted.
7. MR. SYME: To move for a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
8. MR. SNODGRASS: To move for a copy of the contract entered into between Messrs. Dalgety, Cleve and Hammill, with the Railway Trustees, on account of Her Majesty's Government; a copy of correspondence (if any) that may have taken place between any of the said contractors and the Government, having for its object the release of any of the contractors from their liability under the said contract.

ORDERS OF THE DAY:—

1. ASSEMBLY MEMBERS QUALIFICATION BILL.—To be read a third time.
2. CENSUS BILL.—To be further considered in Committee.
3. CUSTOMS LAW CONSOLIDATION BILL.—To be further considered in Committee.
4. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Second reading.
5. AUCTIONEERS BILL.—To be further considered in Committee.
6. GOLD FIELDS MANAGEMENT BILL.—Second reading.

WEDNESDAY, 14TH JANUARY.

Government Business:—

NOTICE OF MOTION:—

1. MR. CHILDERS: To call attention to the subject of Assisted Immigration, and to move the House into Committee to consider a series of resolutions on the subject.

ORDERS OF THE DAY:—

1. CROWN LANDS MANAGEMENT.—To be further considered in Committee.
2. GUNPOWDER BILL.—Second reading.
3. ELECTORAL ACT AMENDMENT BILL.—To be further considered in Committee.
4. PUBLICANS' LICENSE FEES, POUNDS, &c.—To be further considered in Committee.
5. IMMIGRANTS LAW AMENDMENT BILL.—Second reading.
6. SPIRIT MERCHANTS BILL.—To be further considered in Committee.
7. ESTIMATES.—To be further considered in Committee.

General Business:—

NOTICE OF MOTION:—

1. MR. SARGOOD: To move for a return for the year 1856 of the appropriation of the sum of £50,000 for the promotion of religion, shewing
 - (1.) The name, residence, and denomination of each recipient, with the amount granted to each respectively.
 - (2.) The amount granted in each case for churches and parsonages, distinguishing the locality and denomination.

THURSDAY, 15TH JANUARY.

Government Business:—

NOTICE OF MOTION:—

1. MR. CHILDERS: To move that the House resolve itself into a Committee of the whole for the purpose of considering resolutions relative to Telegraphic communication with the neighbouring Colonies.

ORDER OF THE DAY:—

1. PATENTS BILL.—To be further considered in Committee.

FRIDAY, 16TH JANUARY.

NOTICE OF MOTION:—

1. MR. GAVAN DUFFY: To move for a Select Committee to consider and report on the best means of accomplishing a Federal Union of the Australian Colonies for legislative purposes.

ORDERS OF THE DAY:—

1. JURIES BILL.—To be further considered in Committee.
2. WORKMEN AND SUB-CONTRACTORS' LIEN BILL.—Second reading.
3. BANKERS' DRAFTS LAW AMENDMENT BILL.—To be further considered in Committee.

TUESDAY, 20TH JANUARY.

NOTICE OF MOTION :—

1. CAPT. CLARKE: To move his Resolutions in reference to Railways.
2. MR. CHILDERS: To move that the House resolve itself into a Committee of the whole for the purpose of considering the recommendations contained in the report of the Lighthouse Commission.

WEDNESDAY, 21ST JANUARY.

Government Business :—

NOTICE OF MOTION :—

1. MR. SLADEN: To move for a Select Committee to report upon the laws affecting Banking in Victoria and the issue of Notes payable on demand, with power to take evidence; such Committee to consist of Mr. Brooke, Mr. Childers, Mr. Fyfe, Mr. Goodman, Mr. Griffith, Mr. Haines, Mr. Hammill, Mr. Henty, Mr. McCulloch, Mr. Moore, Mr. O'Shanassy, Mr. Palmer, Mr. Syme, Mr. Were, and the Mover.

ORDERS OF THE DAY :—

1. EVIDENCE LAW AMENDMENT BILL.—To be further considered in Committee.
2. GOLD FIELDS MANAGEMENT BILL (2°).—Second reading.

General Business :—

NOTICE OF MOTION :—

1. MR. GREEVES: To move a series of resolutions, deprecating the introduction of British criminals to any part of the Australian Colonies or adjacent islands.

MEETINGS
OF
SELECT COMMITTEES.

Tuesday, 13th January.

STANDING ORDERS—at 10 o'clock.
 HOUSES OF PARLIAMENT—at 11 o'clock.
 ELECTIONS AND QUALIFICATIONS—at 11 o'clock.
 LIVE STOCK IMPORTATION—at 12 o'clock.
 PORT ALBERT SHIPPING POINT—at 3 o'clock.
 PUBLIC BATHS—at half-past 3 o'clock.

Wednesday, 14th January.

POSTAL—at 12 o'clock.
 PENAL—at 12 o'clock.
 BENTLEY'S HOTEL, BALLAARAT RIOTS—at 2 o'clock.
 COAL FIELDS—at 3 o'clock.

Thursday, 15th January.

KELLY'S LAND CLAIM—at 1 o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 24.

TUESDAY, 13TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Dr. Embling presented a Petition from Charles Morgan, of Swanston-street, Melbourne, paperhanger, praying that the Petition might be referred to the Committee to investigate the claims connected with the destruction of Bentley's Hotel.
Petition received.
Mr. Blair presented a Petition from certain Miners, Storekeepers, and others, now or lately residing on Clunes diggings, praying the Assembly would mark its disapprobation of the alienation of a known and valuable gold field from the public, in such a manner as would both subserve the public interest and enable the petitioners to compensate themselves for their loss of time and capital.
Petition received.
Mr. Hughes presented a Petition from the Municipal Council of the town of Portland, under the seal of the municipality of Portland, praying the Assembly would be pleased to take into consideration the nature of the country through which it is proposed to construct the tramroad from the Grange and the Wannan to the Port of Portland, the wants of the district, and the advantages likely to accrue, not only to the Western district, but to the Colony at large, by the proposed tramroad; and that the Assembly would take such steps in the matter as in its wisdom might seem expedient and the justice of the case might require.
Petition received.
Mr. Syme presented a Petition from Jacob Braché, of Melbourne, late Secretary to the Mining Commission, praying the Assembly would investigate the circumstances set forth in the Petition.
Petition received.
3. PUBLIC BATHS.—Dr. Embling, as Chairman of the Committee to which the consideration of this subject was referred, brought up the Report from the Committee, and moved that it be received and printed.
Question—put and passed.
4. ADDRESS TO MAJOR-GENERAL MACARTHUR.—Mr. Speaker announced to the Assembly, that he, together with several members of the Assembly, had, pursuant to resolution of the Assembly, presented to the Honorable Major-General Macarthur the Address agreed to by the Assembly on the 7th January instant, and that Major-General Macarthur had made the following reply thereto:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

I sincerely thank you for your flattering and most unexpected Address, and for the cordiality which you express in it.

To have obtained the good opinion of your important branch of the Legislature in the responsible station I recently held amongst you, in consequence of the lamented death of Governor Sir Charles Hotham, is truly gratifying to me.

Whatever success may have attended my year's administration of government in this portion of Her Majesty's dominions, is, however, be it remembered, greatly attributable to a supreme and illustrious example at Home, to which subordinate authority, even at this distance, naturally conforms—attributable also to the moderation and good sense of the able councillors by whom I have been surrounded, no less than to the moral support of the influential of all classes, whose frank intercourse with me I shall ever hold in pleasing remembrance.

Our united object has been to establish Constitutional Government on a solid basis, and in every branch of polity to conform to the time-honored usages and maxims of the British people.

It is thus that at the Colonial helm I have been enabled calmly to contemplate how steadily peace, progress, and prosperity are wafting Australia into national importance.

At the same time we should not conceal from ourselves that our well-known loyalty and respect for the institutions which we are now enjoying, ensure for Australia a far more enduring and wide-spread renown than her territorial wealth and resources can of themselves ever acquire for us.

The universal liberty which in England has survived so many political dangers, and that glows from the midst of her ancient traditions with so vivid a light, she has so confidently imparted to us, and liberally consents that upon these shores this constitutional freedom shall largely diffuse its undying influences.

I am persuaded that Australia will not prove herself unmindful of so invaluable a privilege and so sacred a trust.

Melbourne,
13th January, 1857.

(Signed)

EDWARD MACARTHUR,
Major-General Commanding the Troops.

5. **STANDING ORDERS COMMITTEE.**—Mr. Stawell, on behalf of Mr. Speaker, the Chairman of the Committee on Standing Orders, brought up a report from this Committee, with a copy of the Privilege Bill annexed, and moved that it be received and printed, together with the Privilege Bill as amended.
Question—put and passed.
6. **LOCAL COURTS—GOLD FIELDS.**—Dr. Owens moved, pursuant to notice, for a Select Committee to take evidence and report on the practical working of the Local Courts; on the desirability of extending these courts in order to embrace the local management of the mining districts; and on the expediency of instituting a permanent mining department, for the uniform and general supervision of the whole of the Gold Fields, such Committee to consist of Mr. Haines, Capt. Clarke, Mr. Grant, Mr. Pyke, Mr. Syme, Mr. Aspinall, Mr. Cameron, Mr. Humffray, Mr. Michie, Mr. O'Shanassy, and the Mover.
Debate ensued.
Motion, by leave, withdrawn
7. **WATCHHOUSES.**—Mr. Grant moved, pursuant to notice :—
(1.) For a Return of all prisons, watchhouses, locks-up and places used for confinement of persons charged with offences before Courts of Petty Sessions.
(2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
(3.) The number of persons confined on each day in each cell from the first January, 1856, to 1st January, 1857.
(4.) The offences of the persons so confined, and how and when disposed of.
(5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.
Question—put and passed.
8. **CUSTOM HOUSE, PORT ALBERT.**—Mr. Grant moved, pursuant to notice, for a Return of the correspondence and contract relating to the purchase of a site for a Custom House at Port Albert.
Debate ensued.
Question—put and passed.
9. **PRINTING COMMITTEE.**—Mr. Hughes moved, pursuant to *amended* notice, That, at the request of the Printing Committee, the progress report therefrom be referred back to the Committee for further consideration.
Question—put and passed.
10. **MR. W. H. COPE.**—Mr. Syme moved, pursuant to *amended* notice :—
(1.) For a Copy of the Correspondence between Mr. W. H. Cope, late Gold Receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts (Gold Department).
(2.) For a Copy of the Correspondence relative to Mr. Cope's resignation, together with the Report of the Board of Inquiry appointed in his case, and the evidence submitted to that Board.
Debate ensued.
Question—put and passed.
11. **MESSRS. DALGETY, CLEVE AND HAMMILL.**—Mr. Snodgrass moved, pursuant to notice, for a copy of the contract entered into between Messrs. Dalgety, Cleve and Hammill, with the Railway Trustees, on account of Her Majesty's Government; a copy of correspondence (if any) that may have taken place between any of the said contractors and the Government, having for its object the release of any of the contractors from their liability under the said contract.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 9.

Mr. O'Brien,
 Mr. Brooke,
 Mr. O'Shanassy,
 Mr. Michie,
 Mr. Horne,
 Mr. Duffy,
 Mr. Syme,
 Mr. Hughes } *Tellers.*
 Mr. Snodgrass }

Noes, 23.

Mr. Goodman,
 Mr. Sladen,
 Mr. Moore,
 Mr. Aspinall,
 Mr. Stawell,
 Mr. Humffray,
 Mr. Rutledge,
 Mr. Palmer,
 Mr. Blair,
 Mr. Phelan,
 Mr. Harker,
 Mr. Greeves,
 Mr. J. G. Ware,
 Mr. Fellows,
 Dr. Evans,
 Mr. Wills,
 Mr. Langlands,
 Mr. D. S. Campbell,
 Mr. Rutherford,
 Mr. King,
 Capt. Anderson,
 Mr. Baragwanath,
 Mr. Johnson,
 Mr. Davis,
 Mr. Griffith,
 Mr. J. B. Were,
 Capt. Clarke } *Tellers.*
 Mr. Childers }

12. PAPERS.—The following Papers were by command of his Excellency the Governor laid upon the Table of the Assembly :—
 By Mr. Sladen :—
 Return to an Order of the Assembly, dated 6th January, instant, for a statement of the details of the sum of £89,000, stated by the Treasurer to have been saved by the Government on the Votes for Salaries and Contingencies for this year.
 Ordered to be printed.
 Also,
 Colonial Loans. — Copy of a Despatch from the Secretary of State, stating that dividends payable in the United Kingdom upon Colonial Loans will, under certain circumstances, be exempt from Income Tax.
 Ordered to lie on the Table.
 Also,
 Postal Communication. — Copies of Despatches and Papers received from the Secretary of State on the subject of postal communication between the United Kingdom and the Australian Colonies.
 Ordered to lie on the Table.
13. ASSEMBLY MEMBERS' QUALIFICATION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill on the motion of Mr. Gavan Duffy, read a third time and passed.
 Mr. Gavan Duffy then moved, that the following be the title of the Bill :—
 “ *An Act to abolish the Property Qualification required by Members of the Legislative Assembly.* ”
 Question—put and passed.
 Ordered, That Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.
14. CENSUS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole, for the further consideration thereof.
 The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration to-morrow.
 Bill as amended to be printed.
15. CUSTOMS LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 The Chairman reported progress, and obtained leave to sit again Thursday, 15th January inst.
16. AUCTIONEERS BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Friday, 16th January inst.

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

“ *Claimants against Government Relief Bill—Second reading,*” until Thursday, 15th January instant; and

“ *Gold Fields Management Bill (1^o)—Second reading,*” until Tuesday, 20th January instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 25.

WEDNESDAY, 14TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Childers presented, by command of His Excellency the Governor:—
Immigration from the United Kingdom.—Summary report of Her Majesty's Colonial Land and Emigration Commissioners of Emigration from the United Kingdom to Victoria, during the year 1856.
Ordered to lie on the Table.
3. QUORUM OF SELECT COMMITTEES.—Mr. Snodgrass, by leave of the Assembly, moved that the resolution arrived at by the Assembly, on the 28th November last, respecting the Quorum of Select Committees be rescinded, and that, until Standing Orders be adopted by the House, three members shall be a quorum in all Select Committees of not exceeding nine members, and five shall be a quorum in all Select Committees consisting of nine or more members.
Debate ensued.
Question—put and passed.
4. AID TO RELIGION.—Mr. Sargood moved, pursuant to notice, for a Return for the year 1856 of the appropriation of the sum of £50,000 for the promotion of religion, shewing
(1.) The name, residence, and denomination of each recipient, with the amount granted to each respectively.
(2.) The amount granted in each case for churches and parsonages, distinguishing the locality and denomination.
Question—put and passed.
5. WILLIAM BOSWELL.—Mr. Syme moved, pursuant to notice, for a Return of the offence charged, the date, length, and nature of sentence imposed after trial at the Supreme Court on prisoner William Boswell, No. 2522, now in heavy irons on board the punishment hulk *President*, with a statement of the additional sentences, and their dates, with the grounds thereof, inflicted on him by the Visiting Justice, Dr. Youl, at the Collingwood and Pentridge Stockades.
Question—put and passed.
6. JOHN WHITLEY.—Mr. Syme moved, pursuant to notice, for a Return of the date on which a prisoner named John Whitley, on ticket-of-leave, was arrested and sent back to Pentridge; the name of the party arresting him, and the authority by which he was returned into prison in the Pentridge Stockade without having been brought up (although taken in Melbourne) before any Magistrate, or before the Superintendent of Police, as required by law; also, the date on which he was received at Pentridge, and the date on which he was brought up for trial, charged with being out of his district, before the Visiting Justice, Dr. Youl, and the sentence inflicted on him by Dr. Youl; also, the number of visits, and their dates, of the Visiting Justice, Dr. Youl, at the Pentridge Stockade, between John Whitley's arrival and his trial before Dr. Youl on the above charge.
Question—put and passed.
7. JACOB BRACHÉ.—Mr. Syme moved, pursuant to notice, that the Petition of Jacob Braché, presented by him 13th January instant, be printed.
Debate ensued.
Question—put and negatived.

8. **PLANT FOR MELBOURNE AND MOUNT ALEXANDER RAILWAY.**—Mr. Hughes moved, pursuant to notice, for copies of any reports, letters, or communications received by the Government from Captain Galton, Mr. Brunel, the Board of Trade, the Colonial Agent, or any other person acting in England on behalf of the Government, with reference to the plans, specifications, or other descriptions of or orders for the railway plant contracted for on account of the Melbourne and Mount Alexander Railway.
Question—put and passed.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
“ Crown Lands Management—To be further considered in Committee;” until Wednesday, 21st January instant, to take precedence of all other business on that day; and
“ Gunpowder Bill—Second reading;”
“ Electoral Act Amendment Bill—To be further considered in Committee;” and
“ Publicans’ License Fees, Pounds, &c.—To be further considered in Committee,” until after the consideration of the other Orders for to-day.
10. **IMMIGRANTS LAW AMENDMENT BILL.**—Mr. Childers moved, That this Bill be “now” read a second “time.”
 Debate ensued.
 Mr. Grant moved, as an amendment, That the word “now” be omitted, and the words “this day six months” be added after the word “time.”
 Debate continued
 Question—That the word “now” proposed to be omitted stand part of the question—put.
 Assembly divided.

Ayes, 26.

Mr. Davis,
 Mr. J. B. Were,
 Mr. Palmer,
 Charles Read,
 Mr. Beaver,
 Mr. J. G. Ware,
 Mr. Rutherford,
 Capt. Anderson,
 Mr. Hammill,
 Capt. Clarke,
 Mr. Aspinall,
 Mr. Fellows,
 Mr. Sladen,
 Mr. Goodman,
 Mr. Stawell,
 Mr. Snodgrass,
 Capt. Pasley,
 Mr. McCulloch,
 Mr. C. Campbell,
 Mr. Lalor,
 Mr. Humfray,
 Mr. Myles,
 Mr. Adamson,
 Mr. D. S. Campbell,
 Mr. Childers, } *Tellers.*
 Mr. Pyke, }

Noes, 22.

Mr. Gavan Duffy,
 Mr. Smith,
 Mr. Moore,
 Mr. Sargood,
 Mr. Syme,
 Dr. Owens,
 Mr. O'Brien,
 Mr. Phelan,
 Mr. Langlands,
 Mr. Harker,
 Mr. Brooke,
 Mr. Greeves,
 Mr. Wills,
 Mr. Rutledge,
 Mr. O'Shanassy,
 Mr. Griffith,
 Mr. Hughes,
 Dr. Evans,
 Mr. Horne,
 Mr. Baragwanath,
 Mr. Blair, } *Tellers.*
 Mr. Grant, }

- Question—That this Bill be now read a second time—put and passed.—Bill read a second time.
 On the motion of Mr. Childers, the Assembly ordered this Bill to be committed to a Committee of the whole House.
 And, on the further motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman reported progress, and obtained leave to sit again Thursday, 22nd January instant.
11. **SPIRIT MERCHANTS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 The Chairman reported progress, and obtained leave to sit again to-morrow.

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

“ *Estimates—To be further considered in Committee,*” until Friday, 16th January instant ; and

“ *Gunpowder Bill—Second reading ;*”

“ *Electoral Act Amendment Bill—To be further considered in Committee ;*” and

“ *Publicans' License Fees, Pounds, &c.—To be further considered in Committee,*” until to-morrow.

13. CENSUS BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Assembly having been read—On the motion of Mr. Stawell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly adopted the same; and ordered the Bill to be read a third time to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 26.

THURSDAY, 15TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. LEAVE OF ABSENCE.—On the motion of Mr. Childers, leave of absence from the Assembly was granted to Mr. Rutherford for six weeks from this date.
3. PAPERS.—Mr. Sladen, by command of His Excellency the Governor, laid upon the Table of the Assembly—
Return to an order of the Assembly, dated 17th December, 1856, for a—
Return of the unclaimed gold now lying in the Treasury, specifying the dates when each amount or parcel was deposited per escort, the places of deposit, amount of escort fees due upon the respective lots, and particulars of rent that has accumulated upon each parcel since its receipt in Melbourne, up to 30th June, 1856.
Ordered to be printed.
4. ELECTRIC TELEGRAPHS.—Mr. Childers moved, pursuant to *amended* notice, that Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That in the opinion of this House it is expedient to proceed at once with the construction of lines of electric telegraph; (1) one from Ballarat to the South Australian frontier and Mount Gambier, in accordance with the agreement made between the Governments of South Australia and Victoria; (2) from Melbourne to Beechworth and Albury.
 - (2.) That on the completion by the Government of Tasmania of the line of telegraphic communication from Hobart Town to Launceston and Cape Otway, it is expedient to repay to that Government one moiety of the cost of the sub-marine cable from Cape Otway to the coast of Tasmania, such moiety not to exceed £14,000, and to complete the telegraphic connection between the Victorian lines and Cape Otway.
 Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved into a Committee of the whole accordingly.
The Chairman having reported that the Committee had agreed to the following resolutions :—
 - (1.) That in the opinion of this House it is expedient to proceed at once with the construction of lines of electric telegraph; (1) one from Ballarat to the South Australian frontier and Mount Gambier, in accordance with the agreement made between the Governments of South Australia and Victoria; (2) from Melbourne to Beechworth and Albury.
 - (2.) That on the completion by the Government of Tasmania of the line of telegraphic communication from Hobart Town to Launceston and Cape Otway, it is expedient to repay to that Government one moiety of the cost of the sub-marine cable from Cape Otway to the coast of Tasmania, such moiety not to exceed £14,000, and to complete the telegraphic connection between the Victorian lines and Cape Otway—the Assembly adopted the same.
5. PRIVILEGES BILL.—Mr. Stawell moved, pursuant to notice, That this Bill be now read a second time.
Debate ensued.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Stawell, the Assembly ordered that this Bill be committed to a Committee of the whole House.
And on the further motion of Mr. Stawell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported the Bill, with amendments, the Assembly ordered the same to be taken into consideration to-morrow.
6. IMMIGRATION.—Mr. Childers moved, pursuant to notice, That the House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That in the opinion of this House it is expedient that, from the 1st day of July, 1857, the Commissioners for Colonial Lands and Emigration should cease to administer the funds devoted by this Colony to the introduction of immigrants from the United Kingdom.
 - (2.) That it is expedient to continue to introduce immigrants wholly or partly at the public expense, but that the funds to be applied for this purpose should be voted from year to year.

- (3.) That it is expedient to establish a department in the United Kingdom for the selection and transmission of suitable immigrants, under the control of the Colonial Government.
- (4.) That it is expedient to provide for the introduction of suitable immigrants, under contract with shipowners receiving a fixed bonus on their landing in the Colony, provided that such immigrants have been approved by the proper officer prior to embarkation.
- (5.) That it is expedient to continue and extend the system of selection of immigrants in this Colony on payment of a portion of the cost of passage.
- (6.) That all immigrants introduced otherwise than under the fourth resolution, should be provided with passages either in vessels chartered by the agent in the United Kingdom, or under special agreements, in passenger vessels coming under the operation of the Imperial Passengers Act.

Question—put and passed.

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

The Chairman reported progress and obtained leave to sit again Thursday, 22nd January instant.

7. PATENTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof. The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 20th January instant.

8. CENSUS BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of the Bill was in accordance with the Bill as reported; Bill—on the motion of Capt. Clarke—read a third time and *passed*.

Capt. Clarke then moved that the following be the title of the Bill:—

“ An Act for taking an account of the Population.”

Question—put and passed.

Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

9. GUNPOWDER BILL.—Mr. Childers moved, That this Bill be now read a second time.

Question—put and passed.—Bill read a second time.

On the motion of Mr. Childers, the Assembly ordered that this Bill be committed to a Committee of the whole Assembly.

And on the further motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman reported progress and obtained leave to sit again Wednesday, 21st January instant.

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

“ Customs Law Consolidation Bill—To be further considered in Committee,” until Tuesday, 20th January instant;

“ Claimants against Government Relief Bill—Second Reading,” until Thursday, 22nd January instant;

“ Spirit Merchants Bill—To be further considered in Committee,” until to-morrow; and

“ Electoral Act Amendment Bill—To be further considered in Committee,” until Tuesday, 20th January instant.

11. PUBLICANS LICENSE FEES, POUNDS, ETC.—The Order of the Day for the further consideration, in Committee of the whole Assembly, of the following resolutions—

(1.) That it is the opinion of this Committee that there shall be paid on the license of every publican, commencing on or after the 1st day of July, 1857, a fee at the rate of £25 per annum.

(2.) That the unclaimed proceeds of the sale of cattle, received under the Act 18 Victoria, No. 30, sec. 21, should be paid into the Consolidated Revenue.

(3.) That the fees arising from Public Pounds should be paid into the Consolidated Revenue, and the charges of such Pounds be defrayed therefrom.

(4.) That the net revenues received by the Commissioners of Sewers and Water Supply should be paid into the Consolidated Revenue.

(5.) That the amounts received for the labor of prisoners, under the regulations of the Governor in Council, should be paid into the Consolidated Revenue.

(6.) That Bills should be brought in for these purposes, and to amend the laws relating to Publicans, to Public Pounds, and to the Sewerage and Water Supply of the City of Melbourne—having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 27.

FRIDAY, 16TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of this Committee, brought up a second report from the Printing Committee and moved that it be received.
Question—put and passed.—Report ordered to be printed and taken into consideration Tuesday, 20th January instant.
3. FEDERAL UNION OF AUSTRALIAN COLONIES.—Mr. Gavan Duffy moved, pursuant to *amended* notice, for a Select Committee to consider and report on the necessity of a Federal Union of the Australian Colonies for legislative purposes, and on the best means of accomplishing such a union; and that the following Members constitute the Committee:—Mr. Childers, Mr. O'Shanassy, Mr. Moore, Mr. Michie, Mr. Foster, Mr. Horne, Mr. Griffith, Dr. Evans, Mr. Harker, Mr. Syme, Mr. McCulloch, and Mr. Gavan Duffy.
Question—put and passed.
4. CLUNES MINERS.—Mr. Blair moved, pursuant to notice, That the Petition from the Clunes miners and storekeepers, presented by him 13th January instant, be printed.
Question—put and passed.
5. LOCAL COURTS ON THE GOLD FIELDS.—Dr. Owens moved, pursuant to notice, for Returns of—
 - (1.) The number of Local Courts on the Gold Fields, their localities, and the places where these Courts hold their sittings.
 - (2.) The number and nature of the cases heard and determined by each Local Court respectively from the date of commencement to the 31st December, 1856.
 - (3.) The nature and the amount of the property involved in each case adjudicated by the several Local Courts.
 - (4.) The amount of fees in each case, and the whole amount of the same paid into each Local Court, together with a statement of the expenditure of each of the said Courts.
 - (5.) The name and previous profession of the Chairman of each Local Court—whether previous to appointment a magistrate—and also whether the said Chairman has any other official appointment, salaried or otherwise.
 - (6.) The amount of salary and mode of payment of each clerk of the several Local Courts, and whether the same clerk discharges any other official duties.
 - (7.) The nature and amount of fees during the last six months preceding the 31st December, 1856, appropriated to the remuneration of the members of the Local Courts; also the number of sittings of each member, and the amount which has been received from the Courts by each of their members during the half year ending 31st December, 1856.
 Debate ensued.
Question—put and passed.
6. CIVIL SERVICE COMMISSION.—Mr. Hughes moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor requesting His Excellency to cause to be laid on the Table of this House a Return of the proceedings taken by the Commission for the Civil Service—for a copy of the minute appointing such commission—a copy of the letters or circulars sent by such commission to merchants and others seeking information, and the replies thereto; also for a copy of any minute or order made by Government as to the adoption or otherwise of the recommendations in the report.
Debate ensued.
Motion, by leave, withdrawn.

7. SUPPLY OF IMMIGRANTS TO VILLIERS.—Mr. Horne moved, pursuant to *amended* notice, That the demand for labor in the County of Villiers has become so urgent that it is the imperative duty of the Government of this Colony, in order to save the crops, now in the course of gathering, from destruction, to endeavor to transmit immigrants to that district.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 22.

Capt. Pasley,
Mr. Sladen,
Mr. O'Shanassy,
Mr. Childers,
Mr. Langlands,
Mr. Beaver,
Capt. Clarke,
Mr. Griffith,
Mr. Rutledge,
Mr. McCulloch,
Mr. Horne,
Mr. D. S. Campbell,
Mr. Hughes,
Mr. Gavan Duffy,
Mr. Blair,
Mr. King,
Mr. Ware,
Mr. Moore,
Mr. Davis,
Mr. Humffray,
Mr. Syme, } *Tellers.*
Mr. Stawell, }

Noes, 13.

Mr. Smith,
Mr. Myles,
Mr. Aspinall,
Mr. Palmer,
Mr. O'Brien,
Mr. Phelan,
Mr. Harker,
Mr. Grant,
Mr. Brooke,
Mr. Wills,
Mr. Adamson,
Mr. Snodgrass, } *Tellers.*
Dr. Owens, }

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

“*Juries Bill—To be further considered in Committee,*” until after the consideration of the other Orders for to-day.

“*Workmen and Sub-contractor's Lien Bill—Second Reading,*” until Tuesday, 20th January instant.

“*Bankers' Drafts Law Amendment Bill—To be further considered in Committee,*” until Friday, 23rd January instant.

“*Auctioneers' Bill—To be further considered in Committee,*” until after the consideration of the other Orders for to-day.

9. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Supplementary Estimates of Expenditure for 1856, and of the Estimates of Expenditure for the year 1857, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman reported progress, and obtained leave to sit again Wednesday, 21st January instant.

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

“*Privileges Bill—Adoption of Report,*”

“*Spirit Merchants Bill—To be further considered in Committee,*” and

“*Auctioneers' Bill—To be further considered in Committee,*” until Tuesday, 20th January instant; and

“*Juries Bill—To be further considered in Committee,*” until Wednesday, 21st January instant.

11. PAPERS.—Captain Clarke presented, by command of His Excellency the Governor :—
Railways.—Additional Appendix to the Report on Railways, dated 15th November, 1856.

Ordered to lie on the Table.

Assembly adjourned at one minute to five o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 28.

TUESDAY, 20TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The undermentioned Papers were, by command of His Excellency the Governor, laid on the Table of the Assembly, as under, viz. :—
 - By Mr. Childers :—
 - Electric Telegraph.—Report of the Superintendent of the Electric Telegraph of the proceedings in connection with the establishment of lines of electric telegraph to 31st December, 1856.
 - Ordered to lie on the Table.
 - By Mr. Sladen :—
 - Return to an Order of the Assembly, dated 16th December, 1856, for—
 - Copies of all documents and correspondence relative to the dismissal of Mr. Alfred Henry Constable from his office of first clerk in the Expenditure Branch of the Department of the Treasury, in the month of November, in the year 1854, together with copies of any correspondence relating to his subsequent reinstatement in the Public Service of the Colony.
 - Ordered to lie on the Table.
 - Also—
 - Health Officer's Report for the half year ending 30th June, 1855.
 - Health Officer's Report for the half year ending 31st December, 1855.
 - Health Officer's Report for the half year ending 30th June, 1856.
 - Acts of Council.—Royal Assent.—List of Acts of the late Legislative Council of Victoria which have received the Assent of Her Majesty.
 - Census, 1854.—Summary Tables and Tabular Results—Birth Places of the People.
 - Severally ordered to lie on the Table.
 - Also, pursuant to Act of Council, 18 Victoria No. 37 :—
 - Ballaarat Local Court Regulations.
 - Ordered to be printed.
 - By Captain Pasley :—
 - Houses of Parliament.—Report of the Board appointed to inquire into and ascertain the difference which has been produced in the cost of building by the resolution of the operatives not to work more than eight hours per diem, with proceedings, appendix, evidence, correspondence, &c.
 - New Lunatic Asylum.—Report on the proposed New Lunatic Asylum.
 - Severally ordered to lie on the Table.
 - By Captain Clarke :—
 - A Return of Land set apart for Religious and Educational purposes, during the year 1855.
 - A Return of Land set apart for Religious and Educational purposes during the year 1856.
 - Severally ordered to lie on the Table.
 - Also—Crown Lands.—Return to an Order of the Assembly, dated 19th December, 1856, for—
 - A Return shewing the number of acres sold, and the amount received for same, in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas, and Follett respectively, for each year from the 1st July, 1851, to the 30th June, 1856.
 - Also, Return to another Order of the Assembly, dated 7th January, 1857, for—
 - A Return of the number of acres of land sold, and amount received for same, in the counties of Villiers, Heytesbury, Hampden, Normanby, Dundas, and Follett, respectively, anterior to the 1st July, 1851.
 - Severally ordered to lie on the Table.

By Captain Pasley:—

Roads and Bridges.—Return to an Order of the Assembly, dated 9th December, 1856, for the following Returns:—

- (1) The number of miles of road made in Victoria, and the cost.
- (2) The number of miles in process of formation, and the proposed cost.
- (3) The number of bridges, shewing those of stone, iron (if any) and wood, with the separate cost and the gross total.
- (4) The number of bridges in process of erection, shewing the separate and gross cost.

Ordered to be printed.

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A message from the Legislative Council, by Mr. Hodgson:—

MR. SPEAKER OF THE LEGISLATIVE ASSEMBLY:

The Members of the Legislative Council consider it inexpedient to proceed to the appointment of a Library Committee, until the adoption of Standing Orders by the two Houses of Parliament.

(Signed) J. F. PALMER,
President of the Legislative Council.

And then the messenger withdrew.

4. RAILWAYS.—Capt. Clarke moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

- (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and thirty-seven and a half miles of double line.
- (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballaarat, comprising forty miles of single line and thirteen and a half miles of double line.
- (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
- (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of double line thus rendered necessary between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and between Geelong and Ballaarat fourteen miles.
- (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
- (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution:—

From Footscray to Gisborne	...	...	...	...	1000
In the Black Forest	...	...	...	...	800
At Taradale	...	...	...	...	400
At Castlemaine	...	...	...	...	800
At the Big Hill, Bendigo	...	...	...	...	400
					3400
- (7.) That there shall be employed upon the line between Geelong and Ballaarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under:—

At Cowie's Creek and the crossing of the Moorabool River	...	600
At or between Mount Buninyong Range and Warreneep	...	500
At Ballaarat	...	500
		1600
- (8.) That for the purpose of constructing the railways comprised in the second resolution, there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.
- (9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,

As detailed in the sixth resolution	...	...	...	£680,000
And for plant	...	...	...	320,000
				£1,000,000
- (10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballaarat, during the year 1857, of which there shall be spent in labor,

As detailed in the seventh resolution	...	...	...	£320,000
And for plant	...	...	...	180,000
				£500,000

(11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

(12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per £100 per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony.

Question—put and passed.

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

The Chairman reported progress and obtained leave to sit again to-morrow.

Mr. Greeves moved that the consideration of the above question do take precedence of all other business on the Paper to-morrow.

Question—put and passed.

5. LOCAL COURT, SANDHURST.—Mr. Brooke moved, pursuant to notice given by Mr. Grant, That the Petition from the Local Court, Sandhurst, presented to this House on the 6th day of January instant, be printed.

Question—put and passed.

6. ESTIMATES.—Mr. Sladen moved, pursuant to *amended* notice, That, until the consideration of the Estimates shall have been completed, the order for such consideration do take precedence of all business on every Tuesday.

Question—put and passed.

7. PATENTS BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Assembly on this Bill having been read—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly adopted the same and ordered the Bill to be read a third time Thursday, 22nd January instant.

8. PRINTING COMMITTEE.—The Order of the Day for the consideration of the Report No. 2 from the Printing Committee having been read, Mr. Hughes moved that this Report be now adopted by the Assembly.

Question—put and passed.

9. PRIVILEGES BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Assembly on this Bill having been read—On the motion of Mr. Stawell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill, with a further amendment, the Assembly adopted the same, and ordered the Bill to be read a third time to-morrow.

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

“*Gold Fields Management Bill (1^o)—Second reading,*” until Friday, 23rd January instant.

“*Customs Law Consolidation Bill—To be further considered in Committee,*” and “*Electoral Act Amendment Bill—To be further considered in Committee,*” until Thursday, 22nd January instant.

“*Workmen and Sub-contractors' Lien Bill—Second reading,*” until Friday, 23rd January instant.

“*Spirit Merchants Bill—To be further considered in Committee,*” and

“*Auctioneers' Bill—To be further considered in Committee,*” until Thursday, 22nd January instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 29.

WEDNESDAY, 21ST JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Charles Read presented a Petition from the Reverend J. Townend, President of the Annual Assembly of Representatives in connection with the Wesleyan Methodist Association Church in Victoria, praying that in the contemplated taking of the Census a separate column in the Census schedule might be appropriated to the Wesleyan Methodist Association Church, so that its members might be returned distinct.
Petition received.
Mr. Adamson presented a Petition from certain inhabitants of the Woolshed, Ovens, praying the Assembly would take the facts set forth in the Petition into consideration.
Petition received.
3. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Greeves, the Assembly ordered that the consideration of the first Order of the Day be postponed until after the consideration of the second Order for to-day.
4. RAILWAYS.—The Order of the Day having been read, for the further consideration in Committee of the whole Assembly, of the following resolutions, viz. :—
 - (1.) That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and thirty-seven and a half miles of double line.
 - (2.) That the lines undertaken shall be from Melbourne to Castlemaine and Sandhurst, comprising seventy miles of single line and twenty-four miles of double line; and from Geelong to Ballaarat, comprising forty miles of single line and thirteen and a half miles of double line.
 - (3.) That in the main lines of railway the width of the excavations and embankments, bridges, viaducts, and tunnels, shall be such as to allow of a double track being laid down throughout the whole of their length.
 - (4.) That for the present only a single line of way shall be laid down, except in places which are to be used as stopping and passing places for the trains; the aggregate length of double line thus rendered necessary between Melbourne and Castlemaine and Sandhurst will be twenty-four miles, and between Geelong and Ballaarat fourteen miles.
 - (5.) That for the purpose of carrying out the foregoing resolutions the Government is empowered to employ an amount of labor equal to 5000 men during the year 1857.
 - (6.) That there shall be employed on the line of railway to Castlemaine and Sandhurst an amount of labor equal to 3400 men, according to the following distribution :—

From Footscray to Gisborne	...	...	...	...	...	1000
In the Black Forest	...	...	...	...	...	800
At Taradale	...	...	...	...	...	400
At Castlemaine	...	...	...	...	...	800
At the Big Hill, Bendigo	...	...	...	...	...	400
						3400
 - (7.) That there shall be employed upon the line between Geelong and Ballaarat, during the year 1857, an amount of labor equal to 1600 men, which shall be distributed as under :—

At Cowie's Creek and the crossing of the Moorabool River	...	600
At or between Mount Buninyong Range and Warreneep	...	500
At Ballaarat	...	500
		1600
 - (8.) That for the purpose of constructing the railways comprised in the second resolution, there shall be raised by loan, during the year 1857, a sum not exceeding £1,500,000.

(9.) That a sum not exceeding £1,000,000 shall be expended upon the line from Melbourne to Castlemaine and Sandhurst, of which there shall be spent for labor,
 As detailed in the sixth resolution £680,000
 And for plant 320,000
 £1,000,000

(10.) That the sum of £500,000 shall be expended on the line from Geelong to Ballarat, during the year 1857, of which there shall be spent in labor,
 As detailed in the seventh resolution £320,000
 And for plant 180,000
 £500,000

(11.) That for raising the sum of £1,500,000 so to be expended in the year 1857, there be issued debentures in sums of not less than £10, bearing interest at the rate of five per cent., to be paid off at two years' notice at any period after twenty and within fifty years from the date of issue; such debentures not to exceed in all the sum of £1,000,000; and that there be disposed of annuities, in sums of £5 and upwards, for periods exceeding thirty and not exceeding fifty years, so that the total amount of annuities to be paid in any year shall not exceed the sum of £30,000.

(12.) That to make up the said sum of £1,500,000, there may be issued bonds, not exceeding in all the sum of £250,000, bearing interest at the rate of threepence per £100 per diem, and having a currency of two years; such bonds, and the interest accruing thereon, to be receivable in payment of public revenue at any Treasury or Custom House in the Colony—
 Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman having reported that, in the opinion of the Committee, it is desirable to refer the subject of Railways to a Select Committee, consisting of fifteen Members, to be appointed by ballot, with power to call for persons and papers,—the Assembly adopted the above Report.

The Assembly then proceeded to the ballot, and the following Members being reported to have the greatest number of votes, were declared to be the Members of the Committee, viz. :—Mr. O'Shanassy, Captain Clarke, Captain Pasley, Mr. Michie, Mr. Moore, Mr. Goodman, Mr. Greeves, Mr. Griffith, Mr. McCulloch, Mr. Brooke, Mr. Horne, Mr. Childers, Mr. Gavan Duffy, Mr. Haines, and Mr. Sladen.

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

- “*Crown Lands Management—To be further considered in Committee,*” until to-morrow, and that it do take precedence of all other business on that day.
- “*Juries Bill—To be further considered in Committee,*” until Wednesday, 4th February next.
- “*Gold Fields Management Bill (2^o)—Second reading,*” until Wednesday, 28th January instant.
- “*Gunpowder Bill—To be further considered in Committee,*” until Friday, 23rd January instant; and
- “*Estimates—To be further considered in Committee,*” until Tuesday, 27th January instant.

6. EVIDENCE LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress and obtained leave to sit again Wednesday, 28th January instant.

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

Mr. Stawell then moved that the following be the Title of the Bill :—

- “*An Act for defining the Privileges Immunities and Powers of the Legislative Council and Legislative Assembly of Victoria respectively.*”

Question—put and passed.

Ordered that Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 30.

THURSDAY, 22ND JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Snodgrass presented a Petition from certain farmers, storekeepers and other inhabitants of the town and district of Kilmore, Lancefield, and Five-mile Creek, on the main Kyneton road, praying the Assembly would take immediate steps for the purpose of establishing a mail twice or even once a week between Kilmore and Kyneton, and providing for the delivery of letters at Lancefield.
Petition received.
Dr. Embling presented a Petition from Mrs. Alfred Lionel Krone, residing at Emerald Hill, praying the House to take into favorable consideration her distressing position, as set forth in the Petition, and to grant unto her such relief as to the House might seem meet.
Petition received.
Mr. Humffray presented a Memorial from certain miners and storekeepers residing on the following Gold Fields—Creswick, Dunolly, Avoca, Bendigo, and Castlemaine, praying the Assembly to take the statements set forth in the Memorial into its earliest consideration.
Petition received.
3. PAPERS.—Mr. Sladen, by command of His Excellency the Governor, laid upon the Table of the Assembly the undermentioned Papers, viz. :—
William Boswell.—Return to an order of the Assembly, dated 14th January instant, for—
A Return of the offence charged, the date, length and nature of sentence imposed after trial at the Supreme Court, on prisoner William Boswell, No. 2522, now in heavy irons on board the punishment hulk *President*; with a statement of the additional sentences and their dates, with the grounds thereof, inflicted on him by the Visiting Justice, Dr. Youl, at the Collingwood and Pentridge Stockades.
Ordered to lie on the Table.
Also—
Titular Distinction.—Copy Circular Despatch, with enclosures, conferring the titular distinction of “Honorable” on the President and Members of the Legislative Council, and the Speaker of the Legislative Assembly.
Ordered to lie on the Table.
4. PENAL DISCIPLINE COMMITTEE.—Mr. Wills, with leave of the Assembly, moved, That the name of Mr. Langlands be added to those of the Committee on Penal Discipline.
Question—put and passed.
5. CROWN LANDS MANAGEMENT.—The Order of the Day having been read for the further consideration, in committee of the whole Assembly, of the following resolutions, viz. :—
 - (1.) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5.) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.

- (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
- (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
- (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
- (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
- (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license, or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sales, occupation, and management of the Crown Lands of Victoria—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- The Chairman reported progress, and obtained leave to sit again on Wednesday, 28th January instant.

6. LIGHTHOUSES.—Mr. Childers moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, to consider the propriety of adopting the following resolutions:—

That the House having had under its consideration the Report of the Commissioners appointed by the respective Governments of New South Wales, Victoria, South Australia and Tasmania, to consider the adoption of some general and uniform scheme for the erection and maintenance of the Lighthouses on the Australian coasts, is of opinion—

- (1.) That the erection, maintenance, and supervision of each Lighthouse should be undertaken by the Government in whose territory such Lighthouse is situate, but that the charge for such erection and maintenance should be divided in the proportions set out in the Appendix to the said Report.
- (2.) That in the event of the other Colonies concerned concurring in such division, the agreement to that effect should be embodied in Legislative enactments, so as to be binding for a period of ten years.
- (3.) That it is expedient to provide for the management and cost of Lighthouses in Victoria, in accordance with the principles of the "*Merchant Shipping Act, 1854.*"
- (4.) That Bills should be brought in for the above purposes.

Question—put and passed.

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

The Chairman having reported that the Committee had agreed to the following resolutions:—
The House having had under its consideration the Report of the Commissioners appointed by the respective Governments of New South Wales, Victoria, South Australia and Tasmania, to consider the adoption of some general and uniform scheme for the erection and maintenance of the Lighthouses on the Australian coasts, is of opinion—

- (1.) That the erection, maintenance, and supervision of each Lighthouse should be undertaken by the Government in whose territory such Lighthouse is situate, but that the charge for such erection and maintenance should be divided in the proportions set out in the Appendix to the said Report.
- (2.) That in the event of the other Colonies concerned concurring in such division, the agreement to that effect should be embodied in Legislative enactments, so as to be binding for a period of ten years.
- (3.) That it is expedient to provide for the management and cost of Lighthouses in Victoria, in accordance with the principles of the "*Merchant Shipping Act, 1854.*"
- (4.) That Bills should be brought in for the above purposes—The Assembly adopted the above Report.

7. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—Mr. Stawell moved that this Bill be now read a second time.

Question—put and passed.—Bill read a second time.

On the motion of Mr. Stawell, the Assembly ordered that this Bill be committed to a Committee of the whole House.

And on the further motion of Mr. Stawell, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman reported progress, and obtained leave to sit again to-morrow.

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

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

“ An Act concerning Letters Patent for Inventions.”

Question—put and passed.

Ordered that Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

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

“ Immigrants Law Amendment Bill—To be further considered in Committee,” until Thursday, 29th January instant.

“ Immigration Resolutions—To be further considered in Committee,” until to-morrow.

“ Customs Law Consolidation Bill—To be further considered in Committee,” until Thursday, 29th January instant.

“ Electoral Act Amendment Bill—To be further considered in Committee,” and *“ Spirit Merchants Bill—To be further considered in Committee,”* until to-morrow; and

“ Auctioneers Bill—To be further considered in Committee,” until Thursday, 29th January instant.

Assembly adjourned at thirteen minutes to eleven o'clock until twelve o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 31.

FRIDAY, 23RD JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The undermentioned Papers were, by command of His Excellency the Governor, laid upon the Table, as under, viz. :—

By Mr. Childers—

John Whitley.—Return to an order of the Assembly, dated 14th January, 1857, for—

A Return of the date on which a prisoner, named John Whitley, on ticket-of-leave, was arrested and sent back to Pentridge; the name of the party arresting him; and the authority by which he was returned into prison in the Pentridge Stockade, without having been brought up (although taken in Melbourne) before any magistrate, or before the Superintendent of Police, as required by law; also, the date on which he was received at Pentridge, and the date on which he was brought up for trial, charged with being out of his district, before the Visiting Justice, Dr. Youl, and the sentence inflicted on him by Dr. Youl; also, the number of visits, and their dates, of the Visiting Justice, Dr. Youl, at the Pentridge Stockade, between John Whitley's arrival and his trial before Dr. Youl, on the above charge.

Ordered to lie on the Table.

By Captain Clarke—

Melbourne and Hobson's Bay Railway—Receipts and Expenditure up to 30th April, 1856.

Receipts and Expenditure up to 31st October, 1856.

Severally ordered to be printed.

3. PETITION.—Mr. Henty presented a Petition from W. Learmonth, Esq., styling himself Acting Chairman of the Portland District Road Board, praying the House would be pleased to sanction the formation of a Tramway or Railway from Portland to the interior, in a northerly direction.
Petition received.

4. INTERPRETATION OF ACTS BILL.—Mr. Fellows moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

(1.) That all fines, penalties, or sums of money which, under and by virtue of any Act, now or hereafter to be in force, are or shall be authorised or directed to be imposed on any person; and all fees which by any such Act are or shall be payable to any person holding any office or place in the Public Service, shall, where no other mode of applying the same is or shall be prescribed by law, form part of the Consolidated Revenue of Victoria, but where any mode of applying a part of any such fine, penalty, sum of money, or fee is or shall be so prescribed, and no mode of applying the residue thereof is or shall be so prescribed such residue shall form part of the said revenue.

(2.) That a Bill for that purpose, and for the interpretation of Legislative enactments, and for shortening the language used therein, be prepared and brought in.

Question—put and passed.

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

The Chairman having reported from the Committee the following resolutions:—

- (1.) That all fines, penalties, or sums of money which under and by virtue of any Act now or hereafter to be in force, are or shall be authorised or directed to be imposed on any person; and all fees which by any such Act are or shall be payable to any person holding any office or place in the Public Service, shall, where no other mode of applying the same is or shall be prescribed by law, form part of the Consolidated Revenue of Victoria, but where any mode of applying a part of any such fine, penalty, sum of money, or fee is or shall be so prescribed, and no mode of applying the residue thereof is or shall be so prescribed such residue shall form part of the said revenue.
- (2.) That a Bill for that purpose, and for the interpretation of Legislative enactments, and for shortening the language used therein, be prepared and brought in—The Assembly adopted the same.

5. MICHAEL SHEEDY.—Dr. Evans moved, pursuant to *amended* notice, That there be laid on the Table of the House, the correspondence between certain inhabitants of Richmond and the Executive Government relating to the removal of a license held by Michael Sheedy, and likewise the opinion of the Law Officers of the Crown upon the same case.

Debate ensued.

Question—put and passed.

6. REVENUE FROM BALLAARAT.—Mr. Lalor moved, pursuant to notice, for a Return of the amount of revenue derived from Ballaarat since September, 1851, under the following heads—

Gold Licenses,
Miners' Rights,
Publicans' Licenses,
Auctioneers' Licenses,
Town and Country Land Sales;

Also, the amount expended in the same district from the said date.

Question—put and passed.

7. GOLD FIELDS LAWS.—Mr. Humffray moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

- (1.) That it is expedient to amend the laws relating to the Gold Fields.
- (2.) That provision be made for the payment of the members (or assessors as the case may be) of the Local Courts, in their judicial capacity only; the scale of such payment to be fixed by the Legislature, and taken from the fees paid into such Courts by the litigants thereof.
- (3.) That the Governor in Council have power to appoint Mining Surveyors, to act under the direction of the Local Courts, and to carry out the regulations made by them from time to time, and that provision be made for the payment of such Mining Surveyors.

Question—put and passed.

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

The Chairman having reported from the Committee the following resolutions:—

- (1.) That it is expedient to amend the laws relating to the Gold Fields.
- (2.) That provision be made for the payment of the members (or assessors, as the case may be) of the Local Judicature; the scale of such payment to be fixed by the Legislature, and taken from the fees paid by the litigants.
- (3.) That the Governor in Council have power to appoint Mining Surveyors, to act under the direction of the Local Courts, and to carry out the regulations made by them from time to time, and that provision be made for the payment of such Mining Surveyors.
- (4.) That a Bill for these purposes be prepared and brought in—The Assembly adopted the above Report.

8. VOTES AND PROCEEDINGS OF THE LEGISLATIVE COUNCIL.—Mr. Gavan Duffy moved, pursuant to *amended* notice, "That" Mr. Speaker be empowered to furnish to such Members of the Legislative Council and of the Assembly as may claim them, and as have not been previously supplied with them, bound copies of the Votes and Proceedings, Reports, Returns, and of all other printed papers of the late Legislative Council, now in possession of the "Librarian"; and that the Chief Secretary be authorised to furnish to every Member of this House a copy of the Acts of Council edited and published at the expense of the State.

Debate ensued.

The Assembly ordered that the question be divided.

Mr. Syme moved that all the words after the word "That," to and inclusive of the word "Librarian," be omitted, with a view to insert in their place the words, "the question of furnishing to such Members of the Legislative Council and of the Assembly as may claim them, and as have not been previously supplied with them, bound copies of the Votes and Proceedings, Reports, Returns, and of other printed papers of the late Legislative Council, be referred to the Printing Committee for consideration."

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

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

Question—That the question of furnishing to such Members of the Legislative Council and of the Assembly as may claim them, and as have not been previously supplied with them, bound copies of the Votes and Proceedings, Reports, Returns, and of other printed papers of the late Legislative Council, be referred to the Printing Committee for consideration—put and passed.

Question—That the Chief Secretary be authorised to furnish to every Member of this House a bound copy of the Acts of Council, edited and published at the expense of the State—put and passed.

9. TRANSPORTATION OF BRITISH CONVICTS.—Mr. Greeves moved, pursuant to notice—

(1.) That this House deprecates the proposals which have been made in the Imperial Parliament, for the continuation of transportation to Western Australia, and its extension to other settlements on the Australian coast.

(2.) That transportation to any part of Australia is injurious to the peace and welfare of this country, increases the burthens on her people, impedes free immigration, provokes exceptional legislation, and tends to alienate the affection of the colonists from the mother country.

Debate ensued.

Question—put and passed.

Mr. Greeves then moved that a Committee, consisting of Mr. Michie, Mr. Childers, and the Mover, be appointed to prepare an Address to Her Most Gracious Majesty the Queen, embodying the above resolutions.

Question—put and passed.

10. SALES OF GOODS BY CUSTOMS DEPARTMENT.—Mr. Hughes moved, pursuant to *amended* notice—

(1.) For a Return shewing the dates of the several sales which have taken place by the Customs, of goods from bonded warehouses—distinguishing between sales for non-payment of rent and of uncleared goods; shewing the gross proceeds of each sale with the amount of duties, warehouse rent and charges due thereout; specifying the dates at which any portion of the surplus has been paid over into the Treasury; and stating in whose hands the balance of such surplus, if any, remains.

(2.) Similar Returns as to the sale of unclaimed goods found on Wharf.

(3.) Similar Returns as to goods uncleared from Queen's Warehouses.

Question—put and passed.

11. KILMORE AND KYNETON POST.—Mr. Snodgrass moved, pursuant to notice, That the Petition presented by him, 22nd January instant, be referred to the Committee upon Postal Communication.

Question—put and passed.

12. MINERS AND OTHERS, DUNOLLY, &C.—Mr. Humffray moved, pursuant to notice, That the Petition presented from the miners and storekeepers of Dunolly, Bendigo, Castlemaine, Avoca, and Creswick, be printed.

Debate ensued.

Question put and passed.

13. RAILWAY COMMITTEE.—Mr. Pyke moved, pursuant to notice, That leave be given to increase the Select Committee on Railways by the addition of three Members, to be chosen by ballot.

Debate ensued.

Mr. Aspinall moved, That the further debate on this subject be adjourned until Tuesday next.

Question put and passed.

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

" Bankers' Drafts Law Amendment Bill—To be further considered in Committee."

" Workmen and Sub-contractors' Lien Bill—Second reading," until Friday, 30th January instant.

" Gunpowder Bill—To be further considered in Committee," until Tuesday, 27th January instant; and

" Immigration Resolutions—To be further considered in Committee," until Tuesday, 27th January instant (*to take precedence of other business on that day*); and

" Claimants against Government Relief Bill"—To be further considered in Committee."

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

" Spirit Merchants Bill—To be further considered in Committee," until Thursday, 29th January instant.

15. ORDER OF THE DAY DISCHARGED.—On the motion of Mr. Humffray, the Assembly ordered that the following Order of the Day be discharged from the Paper :—

" Gold Fields Management Bill (1^o)—Second reading."

16. INTERPRETATION OF ACTS BILL.—Mr. Fellows, pursuant to Order, brought up a Bill intituled, "*A Bill for the interpretation of Legislative Enactments, and for shortening the Language used therein,*" and moved that it be now read a first time.
Question—put and passed.—Bill read a first time. Ordered to be printed, and read a second time, Tuesday, 27th January instant.
17. GOLD FIELDS MANAGEMENT BILL (3^o).—Mr. Humffray, pursuant to Order, brought up a Bill intituled "*A Bill for the better Management of the Gold Fields,*" and moved that it be now read a first time.
Question—put and passed—Bill read a first time. Ordered to be printed, and read a second time Friday, 30th January instant.

Assembly adjourned at one minute to five o'clock until four o'clock on Tuesday next.

FRAN^e. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 32.

TUESDAY, 27TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Gavan Duffy presented a Memorial from certain confectioners of Melbourne and the suburbs, complaining of the importation of confectionery, jams, jellies, syrups, and manufactured sugars of all other sorts duty free. Memorial received.
3. PAPERS.—Mr. Haines, by command of His Excellency the Governor, laid upon the Assembly Table the undermentioned Papers, viz. :—

Heathcote,	}	Local Court Regulations.
Hepburn,		
St. Andrews,		
Police Force.—Proposed distribution of the Police Force for the year 1857.		

 Severally ordered to be printed.
 Summary Convictions.—Return to an Order of the Assembly, dated 3rd December, 1856, for—
 - A Return of Summary Convictions by Justices of the Peace of Victoria, where imprisonment with hard labor has been awarded, and how such prisoners are and have been employed.
 Ordered to lie on the Table.
 Also, Return to another Order of the Assembly, dated 16th December, 1856, for a Return shewing :—
 - (1.) The amount of property assessed in each municipality in Victoria, in 1856.
 - (2.) The amount of rate struck.
 - (3.) The amount of rates *bonâ fide* collected.
 - (4.) A statement of when such rates were struck, whether in the first or second half of the year.
 - (5.) The date of the establishment of each municipality.
 - (6.) The annual cost of the expense of management of each municipality.
 - (7.) The amounts already paid to each municipality.
 - (8.) The estimated value of land given to each municipality (if any) for public purposes
 - (9.) The date on which the valuation of assessment on unoccupied land has been made.
 Ordered to lie on the Table.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day :—

“ Immigration Resolutions—To be further considered in Committee.”
5. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Supplementary Estimates of Expenditure for 1856, and of the Estimates of Expenditure for the year 1857, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman reported progress, and obtained leave to sit again this day after the consideration of the Immigration resolutions.

6. IMMIGRATION.—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following resolutions:—

- (1.) That in the opinion of this House it is expedient that, from the 1st day of July, 1857, the Commissioners for Colonial Lands and Emigration should cease to administer the funds devoted by this Colony to the introduction of immigrants from the United Kingdom.
- (2.) That it is expedient to continue to introduce immigrants wholly or partly at the public expense, but that the funds to be applied for this purpose should be voted from year to year.
- (3.) That it is expedient to establish a department in the United Kingdom for the selection and transmission of suitable immigrants under the control of the Colonial Government.
- (4.) That it is expedient to provide for the introduction of suitable immigrants, under contract with shipowners receiving a fixed bonus on their landing in the Colony, provided that such immigrants have been approved by the proper officer prior to embarkation.
- (5.) That it is expedient to continue and extend the system of selection of immigrants in this Colony on payment of a portion of the cost of passage.
- (6.) That all immigrants introduced otherwise than under the fourth resolution, should be provided with passages either in vessels chartered by the agent in the United Kingdom, or under special agreements, in passenger vessels coming under the operation of the Imperial Passengers Act—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Assembly having continued to sit till after twelve o'clock on Wednesday morning,

WEDNESDAY, 28TH JANUARY, 1857,

The Chairman reported progress, and obtained leave to sit again to-day after the consideration of the Land question, if the debate on that question be concluded, if not, on Thursday.

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

“Estimates—To be further considered in Committee,”—until Tuesday, 3rd February next.

“Railway Committee—Addition of Members—Adjourned debate,” and

“Gunpowder Bill—To be further considered in Committee,” until Friday, 30th January instant.

8. PUBLIC BATHS.—Mr. Hammill moved, pursuant to notice given by Dr. Embling, That the Report from the Select Committee on Public Baths be now adopted.
Question—put and passed.

9. CASTLEMAINE COUNTY COURT.—Mr. Palmer moved, pursuant to notice, for a copy of a Petition from the Municipal Council of Castlemaine, presented to His Excellency the Governor, praying for the more frequent sitting of the County Court.
Question—put and passed.

10. COUNTY COURT, CASTLEMAINE, &c.—Mr. Palmer moved, pursuant to *amended* notice, for a Return of the number of causes entered for trial at each sitting of the County Court in the Castlemaine, Carisbrook, Sandhurst, Kilmore, Beechworth, and Gipps Land districts, during the year 1856; also the number of remanets after each session.
Question—put and passed.

11. INTERPRETATION OF ACTS BILL.—Mr. Fellows moved, That this Bill be now read a second time.
Question—put and passed.—Bill read a second time, and ordered to be committed Wednesday, 4th February next.

Assembly adjourned at eight minutes to two o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 33.

WEDNESDAY, 28TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. PAPERS—Mr. Childers presented the undermentioned paper, viz:—
Custom House, Port Albert.—Return to an Order of the Assembly, dated 13th January instant, for a return of the correspondence and contract relating to the purchase of a site for a custom house at Port Albert.
Ordered to lie on the table.
 3. CROWN LANDS MANAGEMENT.—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following Resolutions, viz:—
 - (1.) That, for the purposes of sale, Crown Lands shall be distinguished into three classes:—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5.) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.
 - (8.) That it shall be lawful to demise Crown Lands to the present authorised occupant for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of such run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
 - (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
 - (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
 - (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
 - (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
 - (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
 - (14.) And that a Bill be brought in for these purposes, and to make provision for the sales, occupation, and management of the Crown Lands of Victoria—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- The Chairman reported progress, and obtained leave to sit again to-morrow.

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

- “ *Immigration Resolutions—To be further considered in Committee,*” until to-morrow ;
 “ *Evidence Law Amendment Bill—To be further considered in Committee,*” and
 “ *Gold Fields Management Bill (2^o)—Second reading,*” until Friday, 30th January instant.

5. **ARTESIAN WELLS.**—Mr. Wills moved, pursuant to notice, That the House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to the Governor, requesting His Excellency to cause instructions to be given to the Government Geological Surveyor to report upon the economical adaptability of the system of Artesian wells to Victoria; and to furnish a particular enumeration of the localities, if any, therein, in which by that system reasonable hope may be entertained of obtaining a plentiful supply of fresh water.

Question—put and passed.

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

The Chairman having reported that the Committee considered it expedient that an Address be presented to the Governor, requesting His Excellency to cause instructions to be given to the Government Geological Surveyor to report upon the economical adaptability of the system of Artesian wells to Victoria; and to furnish a particular enumeration of the localities, if any, therein, in which by that system reasonable hope may be entertained of obtaining a plentiful supply of fresh water—The Assembly adopted such report, and ordered the Address to be presented accordingly.

6. **INSOLVENTS.**—Mr. Aspinall moved, pursuant to notice, for a Return of insolvents who have placed their estates and effects under sequestration in the Insolvent Court, for the general benefit of their creditors, from the 1st July, 1852, to the 31st December, 1856, specifying, in tabular form, the following :—

- (1.) The name of the assignee or assignees.
- (2.) The name of the insolvent or insolvents.
- (3.) The date of sequestration.
- (4.) The amount of liabilities.
- (5.) The value of the assets, under the various heads, as filed by the insolvents.
- (6.) The sale of the assets under these heads, stating how much was sold for cash and how much on credit.
- (7.) The amounts realised from these sales.
- (8.) The amounts charged and paid to assignees and others.
- (9.) The amounts divided among the creditors, and at what rate in the pound.
- (10.) The assets still unrealised.
- (11.) The banks the monies have been deposited in.
- (12.) The amounts lying to the credit of each estate, and what arrangements, if any, have been made to secure the greatest amount of interest that can be derived from such a source for money which cannot be distributed immediately.

Question—put and passed.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 34.

THURSDAY, 29TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Stawell presented the undermentioned paper, viz.—
 Michael Sheedy.—Return to an Order of the Assembly, dated 23rd January instant, for—
 A return of the correspondence between certain inhabitants of Richmond and the Executive Government, relating to the removal of a license held by Michael Sheedy, and likewise the opinion of the Law Officers of the Crown upon the same case.
 Ordered to lie on the Table.
3. PETITIONS.—Mr. Pyke presented a Memorial from Thomas Andrews, styling himself Chairman of a Public Meeting of the Inhabitants of Castlemaine, praying the House to take their claims, as set forth in the Memorial, into consideration in deciding on the route of the main trunk line from Melbourne to Sandhurst, and direct that it should be brought into the Town of Castlemaine, and that a station should be there erected.
 Memorial received.
 Mr Phelan presented a Petition from the Minister, Elders, and Congregation of the Scots' Church, Essendon, parish of Doutta Galla, praying the Assembly would be pleased to take such steps as might be deemed advisable for preventing the desecration of the Sabbath on the Mount Alexander Road.
 Petition received.
 Mr. Pyke presented a Memorial from Captain Bull, styling himself Chairman of the Local Court for the District of Castlemaine, praying the Assembly would give their suggestions, as set forth in the Memorial, a careful and attentive examination, and further speedily to pass into a law such measures for the effectual settlement of questions relating to the right of mining upon private property as would most effectually protect the rights and interests of the mining community.
 Petition received.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council, by Mr. Hodgson :—
 MR. SPEAKER :
 The Legislative Council acquaint the Legislative Assembly, that they have agreed to the following Bills, without any amendment—
 A Bill intituled "*An Act for defining the Privileges Immunities and Powers of the Legislative Council and Legislative Assembly of Victoria respectively;*"
 and
 A Bill intituled "*An Act for taking an Account of the Population.*"
 (Signed) J. F. PALMER,
 President.
 Legislative Council Chamber,
 29th January, 1857.
 The messenger then withdrew.
5. CROWN LANDS MANAGEMENT.—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following Resolutions, viz :—
 (1.) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 (4.) That the third class shall comprise all lands not included within the first and second classes.
 (5.) That lands of the first and second classes shall be sold by public auction only.
 (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 (7.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.
 (8.) That it shall be lawful to demise Crown Lands to the present authorised occupant for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of such run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.

- (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
- (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
- (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
- (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sales, occupation, and management of the Crown Lands of Victoria—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman reported progress, and obtained leave to sit again Wednesday, 4th February next.

6. IMMIGRATION.—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following resolutions:—

- (1.) That in the opinion of this House it is expedient that, from the 1st day of July, 1857, the Commissioners for Colonial Lands and Emigration should cease to administer the funds devoted by this Colony to the introduction of immigrants from the United Kingdom.
- (2.) That it is expedient to continue to introduce immigrants wholly or partly at the public expense, but that the funds to be applied for this purpose should be voted from year to year.
- (3.) That it is expedient to establish a department in the United Kingdom for the selection and transmission of suitable immigrants under the control of the Colonial Government.
- (4.) That it is expedient to provide for the introduction of suitable immigrants, under contract with shipowners receiving a fixed bonus on their landing in the Colony, provided that such immigrants have been approved by the proper officer prior to embarkation.
- (5.) That it is expedient to continue and extend the system of selection of immigrants in this Colony on payment of a portion of cost of the passage.
- (6.) That all immigrants introduced otherwise than under the fourth resolution, should be provided with passages either in vessels chartered by the agent in the United Kingdom, or under special agreements, in passenger vessels coming under the operation of the Imperial Passengers Act.—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman having reported to the House the following resolutions:—

- (1.) That in the opinion of this House it is expedient that, from the 1st day of July, 1857, the Commissioners for Colonial Lands and Emigration should cease to administer the funds devoted by this Colony to the introduction of immigrants from the United Kingdom.
- (2.) That it is expedient to continue to introduce immigrants wholly or partly at the public expense, but that the funds to be applied for this purpose should be voted from year to year.
- (3.) That it is expedient to establish a department in the United Kingdom for the selection and transmission of suitable immigrants under the control of the Colonial Government.
- (4.) That it is expedient to provide for the introduction of suitable immigrants, under contract with shipowners receiving a fixed bonus on their landing in the Colony, provided that such immigrants have been approved by the proper officer prior to embarkation.
- (5.) That it is expedient to continue and extend the system of selection of immigrants in this Colony on payment of a portion of the cost of passage.
- (6.) That all immigrants introduced otherwise than under the fourth resolution should be provided with passages by the agent in the United Kingdom, under special agreements, in passenger vessels coming under the operation of the Imperial Passengers Act.
- (7.) That all regulations and instructions to Immigration Agents or Sub-Agents under these resolutions be, before they be issued, laid before Parliament if sitting, or if Parliament be not sitting, be published in the *Government Gazette*.
- (8.) That a bill be introduced for these purposes and to regulate the functions of the Agent for Victoria.—The Assembly adopted the same, and ordered a Bill to be brought in accordingly.

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

“*Immigrants Law Amendment Bill—To be further considered in Committee,*” and
 “*Customs Law Consolidation Bill—To be further considered in Committee,*”
 until Thursday, 5th February next.

“*Auctioneers Bill—To be further considered in Committee,*” and
 “*Claimants against Government Relief Bill*”—*To be further considered in Committee,* until Wednesday, 4th February next, and

“*Electoral Act Amendment Bill—To be further considered in Committee,*” and
 “*Spirit Merchants Bill—To be further considered in Committee,*” until to-morrow.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 35.

FRIDAY, 30TH JANUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Sladen presented the undermentioned Paper, viz. :—
Aid to Religion.—Return to an order of the Assembly, dated 14th January instant, for a Return for the year 1856 of the appropriation of the sum of £50,000 for the promotion of religion, showing—
 - (1.) The name, residence, and denomination of each recipient, with the amount granted to each respectively.
 - (2.) The amount granted in each case for churches and parsonages, distinguishing the locality and denomination.
 Ordered to lie on the Table.
3. CIVIL SERVICE.—Mr. Hughes moved, pursuant to notice :—
 - (1.) That an Address be presented to His Excellency, praying that he will cause to be laid on the Table of this House, copies of the minute or minutes appointing the Board of Civil Service; of all evidence taken by such Board, which was not given under the understanding of being confidential; of all letters or circulars seeking information from merchants or others respecting the subject of the Report, and the replies thereto, not being confidential letters; of any minute or order made by the Government as to the adoption or otherwise of the whole or part of such Report.
 - (2.) Copies of any minutes or orders made by Government as to the classification of public servants in the Estimates now before the House.
 - (3.) Copies of any minutes or orders made by Government with reference to the adoption or otherwise of the Progress Report, No. 2, of the Finance Committee, dated 14th November, 1855, and of any further Reports from or correspondence with such Committee.
 Debate ensued.
Question—put and passed.
4. OFFICERS IN THE POLICE FORCE.—Mr. Humffray moved, pursuant to notice given by Mr. Baragwanath, for the following Returns :—
 - (1.) The number of Officers in the Police Force of Victoria, particularising the rank and station of each.
 - (2.) The length of time each Officer has been on duty in his respective district.
 - (3.) Where any Officer has been removed from one district to another, the reason for such removal.
 Question—put and passed.
5. MUNICIPAL COUNCIL, CASTLEMAINE.—Mr. Pyke moved, pursuant to notice, for a copy of a Petition from the Municipal Council of Castlemaine, presented to His Excellency the Governor, relative to the proposed amalgamation of the offices of Resident Wardens and Stipendiary or Police Magistrates.
Question—put and passed.
6. IMPERIAL PAY TO TROOPS.—Mr. Hughes moved, pursuant to notice, for copies of any correspondence between the Government of Victoria and the Home Government, as to the latter undertaking the payment of the Imperial pay to certain troops now serving in this Colony.
Debate ensued.
Motion, by leave, withdrawn.
7. BANKERS' DRAFTS LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 3rd February instant.—Bill as amended to be printed.
8. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“*Workmen and Sub-Contractors' Lien Bill—Second reading.*”

9. RAILWAY COMMITTEE.—The Order of the Day for the resumption of the debate on Mr. Pyke's motion, That leave be given to increase the Select Committee on Railways by the addition of three members, to be chosen by ballot, having been read—

Debate continued.

Question—put.

Assembly divided.

Ayes, 11.
 Mr. Aspinall,
 Mr. Blair,
 Capt. Clarke,
 Mr. Grant,
 Mr. Harker,
 Mr. Hughes,
 Mr. Humffray,
 Dr. Owens,
 Mr. Palmer,
 Mr. Pyke, } *Tellers.*
 Mr. Fyfe, }

Noes, 16.
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Childers,
 Mr. Davis,
 Dr. Evans,
 Mr. Fellows,
 Mr. Haines,
 Mr. Horne,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Phelan,
 Mr. Sladen,
 Mr. Stawell, } *Tellers.*
 Capt. Pasley, }

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

"Gold Fields Management Bill (3°)—*Second reading*," and

"Gunpowder Bill—*To be further considered in Committee*," until Friday, 6th February next.

"Evidence Law Amendment Bill—*To be further considered in Committee*," until Wednesday, 4th February next.

"Gold Fields Management Bill (2°)—*Second reading*," until Thursday, 5th February next.

"Electoral Act Amendment Bill—*To be further considered in Committee*," and

"Spirit Merchants Bill—*To be further considered in Committee*," until Wednesday, 4th February next.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 36.

TUESDAY, 3RD FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.
2. ABSENCE OF MR. SPEAKER.—The Clerk having informed the Assembly that Mr. Speaker was at present absent from Melbourne, and that there was no probability of his returning this day—Mr. Snodgrass moved, That the Chairman of Committees do take the Chair of this Assembly this day as Speaker.
The question was put to the House by the Clerk, and by him declared to have passed in the affirmative.
Whereupon Mr. Aspinall took the Chair of this House as Speaker.

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

HENRY BARKLY,

*Message, No. 3.**Governor.*

The Governor transmits to the Legislative Assembly an amended estimate of expenditure for roads and bridges during the year 1857, and recommends an appropriation of the consolidated revenue in accordance with it.

Ordered to be printed, and taken into consideration in committee of supply to-morrow.

4. PETITION.—Mr. Greeves presented a Petition from certain Inhabitants of Brunswick and Pentridge, and the district adjoining the same, praying the Assembly would take the statements, as set forth in the Petition, into consideration, and adopt such measures as would secure the immediate formation of the portion of the Sydney road particularly referred to in the Petition.
Petition received.

5. IMPOUNDING ACT.—Dr. Owens moved, pursuant to notice, for a copy of a communication addressed by the Clerk of the Bench at Heidelberg, for the district of Warringal, to the Honorable the Colonial Secretary, Mr. John Leslie Foster, previous to the passing of the existing Impounding Act, in 1855, setting forth carefully in detail the mode in which the Government were systematically defrauded of large sums by parties claiming to be owners of cattle sold at the various pounds throughout the Colony, and receiving the proceeds of sale from the Treasury; pointing out the mode in which the system could be defeated, and urging most strongly on the Government not to neglect in their contemplated new law, the insertion of a stringent clause specially devised to meet such proceedings, with the copy of any reply by the Honorable the Colonial Secretary; and further, for a statement if the above communication, or its contents, were ever made known to the Attorney General, or any other law officer of the Crown.
Debate ensued.

6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by Mr. Hodgson :—

MR. SPEAKER,—

The Legislative Council desire to convey to the Legislative Assembly their desire to establish Joint Standing Orders; and, in order to avoid inconvenient delays, solicit a free conference on the subject, to consist of four Members of the Legislative Assembly to meet four Members of the Legislative Council.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
3rd February, 1857.

The Messenger then withdrew.

7. **IMPOUNDING ACT.**—The debate on Dr. Owens' motion further continued.
Question—put and passed.
8. **PAPER.**—Captain Pasley, by command of His Excellency the Governor, presented :—
Railway Accounts to 31st January, 1857.
Ordered to lie on the Table.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Estimates—To be further considered in Committee,*” until Thursday, 5th February instant (*to take precedence*); and
“ *Bankers' Drafts Law Amendment Bill—Adoption of Report,*” until Friday, 6th February instant.

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

B. COLE ASPINALL,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 37.

WEDNESDAY, 4TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Captain Clarke presented the undermentioned paper, viz.—
Melbourne and Murray River Railway.—Return to an Order of the Assembly, dated 9th January last, for—
Copies of the Reports (if any) relative to the various Surveys recently undertaken by the Government for the purpose of ascertaining the practicability of carrying the Main Trunk Line of the Melbourne and Murray River Railway from Elphinstone to Castlemaine, by way of Expedition Pass and Wattle Gully.
Ordered to lie on the Table.
3. EMIGRATION BILL.—Mr. Childers, pursuant to order of the Assembly, brought up a Bill, intituled, “*A Bill to provide for Emigration to Victoria from the United Kingdom, and for other purposes,*” and moved that it be now read a first time.
Question—put and passed.
Bill read a first time, and ordered to be printed and read a second time Tuesday, 10th February instant.
4. STANDING ORDERS.—Mr. Stawell, by leave of the Assembly, moved, That a Message be sent to the Legislative Council, to inform them, that with reference to the Message from the Council desiring a free conference on establishing joint Standing Orders, the Legislative Assembly propose to give power to their Standing Orders Committee to communicate and consult with the Standing Orders Committee of the Legislative Council on that subject, and that Mr. Aspinall do carry the said Message.
Debate ensued.
Question—put and passed.
5. CUSTOMS DEPARTMENT.—Mr. Harker moved, pursuant to notice, for a Return of the names of all persons now employed in the Customs department at Melbourne and Williamstown; their present office; the date of their joining the service in this Colony; their salary for 1856; their proposed salary for 1857; their classification by the Estimates for 1857.
Debate ensued.
Question—put and passed.
6. COUNTY COURTS.—ADDITIONAL JUDGE.—Mr. Palmer moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting that a sum may be placed on the Estimates for the salary of an additional Judge, to provide for the more speedy and efficient administration of justice in the County Courts of this Colony.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again Tuesday, 17th February instant.
7. CROWN LANDS MANAGEMENT.—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following Resolutions, viz.:—
 - (1.) That, for the purposes of sale, Crown Lands shall be distinguished into three classes:—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.

- (4.) That the third class shall comprise all lands not included within the first and second classes.
- (5.) That lands of the first and second classes shall be sold by public auction only.
- (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
- (7.) That the upset price of land of the first class shall not be less than £8 ; of the second class, than £1 10s. ; and of the third class, than £1 per acre.
- (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes ; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
- (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
- (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
- (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
- (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands ; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sales, occupation, and management of the Crown Lands of Victoria—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- The Chairman reported progress, and obtained leave to sit again to-morrow.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- "Juries Bill"*—To be further considered in Committee," until Wednesday, 18th February instant.
- "Interpretation of Acts Bill"*—To be committed, until to-morrow.
- "Auctioneers Bill"*—To be further considered in Committee; and
- "Claimants against Government Relief Bill"*—To be further considered in Committee, until Wednesday, 11th February instant.
- "Evidence Law Amendment Bill"*—To be further considered in Committee," until to-morrow.
- "Electoral Act Amendment Bill"*—To be further considered in Committee," and
- "Spirit Merchants Bill"*—To be further considered in Committee," until Wednesday, 11th February instant; and
- "Governor's Message, No. 3"*—To be considered in Committee of Supply," until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

THURSDAY, 5TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

HENRY BARKLY,
Governor.

Message, No. 4.

The Governor transmits to the Legislative Assembly a further Supplementary Estimate for Railway Surveys and Works, and recommends an appropriation accordingly.

Government Offices,
Melbourne, 4th February, 1857.

Ordered to be printed, and taken into consideration in Committee of Supply this day.

3. PETITION.—Mr. O'Shanassy presented a Petition from certain residents within the Moonee Ponds district, praying the Assembly to direct such steps to be taken by the Central Road Board for extending the communication and bridging over the Creeks and Fords of the Moonee Ponds district referred to in the Petition as to the House should seem meet. Petition received.
4. PAPERS.—Captain Clarke presented the undermentioned paper, viz. :—
Lands granted for Religious Purposes.—Return to an Order of the Legislative Assembly, dated 16th December, 1856, for—
A Return of all Public Lands which have been alienated for religious purposes in the Colony of Victoria, shewing—
 - (1.) The date of the Government grant, the area, the locality, to what denomination.
 - (2.) Have any such lands been used otherwise than for strictly religious purposes, if so, which, by whom occupied, rented or leased, for what purposes have they been or are they now used, at what rent, or rents, or bonus, for what term.
 - (3.) A statement shewing the appropriation of such rents, or bonus, whether on churches, or chapels, ministers' houses, or other purposes, distinguishing the amount appropriated to each respectively.
 - (4.) If used otherwise than for strictly religious purposes, has the sanction of the Government been obtained thereto ; if so, when?

Ordered to lie on the Table.

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

" Estimates—To be further considered in Committee."

" Immigrants Law Amendment Bill—To be further considered in Committee."

" Customs Law Consolidation Bill—To be further considered in Committee."

" Gold Fields Management Bill (2^o)—Second reading."

" Crown Lands Management—To be further considered in Committee."

" Interpretation of Acts Bill—To be committed."

" Evidence Law Amendment Bill—To be further considered in Committee."

6. GOVERNOR'S MESSAGE, No. 3.—The Order of the Day for the consideration in Committee of Supply, of His Excellency the Governor's Message No. 3 having been read, On the motion of Captain Pasley, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of Supply accordingly.

The Chairman reported progress, and obtained leave to sit again in Committee of Supply on the Estimates, Tuesday, 10th February instant.

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

“*Estimates to be further considered in Committee,*” until Tuesday, 10th February instant.

“*Immigrants Law Amendment Bill—To be further considered in Committee.*”

“*Customs Law Consolidation Bill—To be further considered in Committee,*” and

“*Gold Fields Management Bill (2°)—Second reading,*” until Thursday, 12th February instant.

“*Crown Lands Management—To be further considered in Committee,*” until Wednesday, 11th February instant, and

“*Interpretation of Acts Bill.—To be committed,*” and

“*Evidence Law Amendment Bill.—To be further considered in Committee,*” until to-morrow.

8. GOVERNOR'S MESSAGE, No. 4.—The Order of the Day for the consideration of His Excellency the Governor's Message No. 4 having been read, On the Motion of Mr. Sladen, the Assembly ordered that the same be taken into consideration in Committee of Supply on the Estimates, on Tuesday, 10th February instant.

9. POST OFFICE.—Mr. Hughes moved, pursuant to *amended* notice, That an Address be presented to His Excellency, praying that he will cause to be laid on the Table of this House:—

(1.) A Return shewing the names of all persons now employed in the Post-office department in Melbourne, the date of their joining the service in this Colony, and if they have at any time been discontinued, the dates of such discontinuation and of their re-appointment; shewing also the present office of each as well as the office filled by each during the year 1856, their salaries respectively for that year, and the proposed salary for 1857.

(2.) A Copy of any estimate or proposition made by the Postmaster General as to the establishment necessary for his department during the year 1857.

(3.) Similar Returns with reference to the Auditor General's department.

Debate ensued.

Question—put and passed.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

FRIDAY, 6TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Harker presented a Petition from certain spirit merchants, storekeepers, grocers, and others holding licenses for the sale of fermented and spirituous liquors in the City of Melbourne and its vicinity, praying the Assembly would be pleased to take their case, as set forth in the Petition, into favorable consideration, and to permit spirit merchants, even if necessary under an increased license fee, to retail spirituous and fermented liquors in quantities of not less than one bottle, not to be consumed on the premises.
Petition received.
Mr. Foster presented a Petition from the Chairman and other the Members of the Municipal Council of Williamstown, under the Corporate Seal of the Council, praying that in the Jurors Bill now before Parliament provision be made to exempt Municipal Councillors and their officers from the duties of Jurors.
Petition received.
Mr. Harker presented a Petition from certain householders of the City of Melbourne and its vicinity, praying that in the proposed Spirit Merchants Bill spirit merchants and storekeepers licensed to sell fermented and spirituous liquors might be allowed to retail the same in quantities of not less than one bottle, not to be consumed on the premises.
Petition received.
Mr. Pyke presented a Petition from the carters, draymen, and carriers of Melbourne, Collingwood, and vicinity, praying the Assembly would be pleased to take immediate steps to remedy the evils set forth in the Petition, by granting their prayer that a registry or licensing office should be established, either in Melbourne or in the locality where the carter resides, and that one license of one pound per annum, renewal ten shillings per annum, should enable all draymen, carters, and carriers to pass through and ply for hire at all the municipalities in Victoria.
Petition received.
3. CARRIERS.—Mr. Pyke moved, pursuant to *amended* notice, that Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the following resolutions:—
 - (1.) That it is expedient to provide for the better regulation of carriers and of forwarding agents.
 - (2.) That for the purposes of registration, every carrier shall pay into the Treasury annually a fee of one pound.
 - (3.) That every unregistered carrier shall be liable to a penalty not exceeding twenty pounds.
 - (4.) That every person practising as forwarding agent shall pay into the Treasury annually a license fee of five pounds.
 - (5.) That every unlicensed agent shall be liable to a penalty not exceeding fifty pounds.
 - (6.) That every agent applying for a license shall provide approved sureties for the due performance of any contracts into which such agent may enter.
 - (7.) And that a Bill be brought in for these purposes.
 Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported the following resolutions, viz. :—
 - (1.) That it is expedient to provide for the better regulation of carriers and of forwarding agents.
 - (2.) That for the purposes of registration, every carrier shall pay into the Treasury annually a fee of one pound.
 - (3.) That every unregistered carrier shall be liable to a penalty not exceeding twenty pounds.
 - (4.) That every person practising as forwarding agent shall pay into the Treasury annually a license fee of five pounds.
 - (5.) That every unlicensed agent shall be liable to a penalty not exceeding fifty pounds.
 - (6.) And that a Bill be brought in for these purposes.
 On the motion of Mr. Pyke, the Assembly adopted the above resolutions, and ordered a Bill to be brought in accordingly.

4. COUNTY COURTS.—Dr. Evans moved, pursuant to notice, for a Return of the total number and amount of fees paid into the County Courts of the Colony during the year 1856, under the following heads:—
- (1.) Filing plaints under £10.
 - (2.) Filing plaints above £10.
 - (3.) Executions.
 - (4.) Searches.
 - (5.) Copies.
 - (6.) Subponas.
 - (7.) Affidavits.
 - (8.) Examinations *de bene esse*.
 - (9.) Memorial of judgments.
 - (10.) Certificate of judgments.
 - (11.) Taxation of costs.
 - (12.) Special summonses.
 - (13.) Assessors' fees.
- Question—put and passed.
5. SHIP "MERMAID."—Mr. Moore moved, pursuant to notice, That an Address be presented to His Excellency, praying that he will cause to be laid on the Table of this House, a copy of the correspondence between Mr. Childers, the Immigration Agent, and the agent of the ship *Mermaid*, relative to the shipment, in November last, per that vessel for Liverpool, of a quantity of salted hides.
- Debate ensued.
Question—put and passed.
6. COUNTY COURTS.—Mr. Fellows moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the following resolutions, viz.—
- (1.) That it is expedient that County Court Clerks should be paid by salary and the Bailiffs by fees.
 - (2.) That the fees to be paid on County Court proceedings should be such as the Governor in Council shall from time to time fix.
 - * (3.) That a Bill to carry out the above purposes, and "for the more easy recovery of certain debts and demands" be prepared and brought in.
- Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again Wednesday, 18th February instant.
7. STANDING ORDERS COMMITTEE.—Mr. Childers moved, pursuant to *amended* notice, That the Standing Orders Committee have power to meet on Mondays, until the Standing Orders have been adopted by the House.
- Debate ensued.
Question—put and passed.
8. GUNPOWDER BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again Friday, 13th February instant.
9. BANKERS' DRAFTS LAW AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Assembly on this Bill having been read—
On the motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
The Chairman having reported the Bill without further amendment, the Assembly adopted the Bill as first reported, and ordered the Bill to be read a third time Friday, 13th February instant.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
- "Gold Fields Management Bill (3^d)—*Second reading*," until Thursday, 12th February instant; and
- "Interpretation of Acts Bill—*To be committed*," and
- "Evidence Law Amendment Bill—*To be further considered in Committee*," until Wednesday, 11th February instant.
- Assembly adjourned at one minute to five o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 40.

TUESDAY, 10TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Aspinall presented a Petition from John Rutherford, of Ballarat, in the Colony of Victoria, and James Tingman, of Gisborne, in the said Colony, formerly carrying on business in co-partnership in the City of Melbourne, as wholesale wine and spirit merchants, under the style and firm of “Rutherford and Tingman,” praying the House to take the statements set forth in the Petition into consideration, and that the Petition might be referred to the Select Committee so appointed by the Assembly, or that the Assembly would afford them such other redress as to the House should seem meet.
3. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor, the under-mentioned paper, viz. :—

Denominational School Board.—Report of proceedings for the year 1855, with further information relative to first three quarters of 1856.

Ordered to lie on the Table.

Mr. Haines also presented, by command of His Excellency the Governor :—

Civil Service.—Return to Address of the Assembly, dated 30th January, 1857, for—

 - (1.) Copies of the minute or minutes appointing the Board of Civil Service, of all evidence taken by such Board, which was not given under the understanding of being confidential, of all letters or circulars seeking information from merchants or others respecting the subject of the report and the replies thereto, not being confidential letters, of any minute or order made by the Government as to the adoption or otherwise of the whole or part of such report.
 - (2.) Copies of any Minutes or Orders made by Government as to the classification of public servants in the Estimates now before the House.
 - (3.) Copies of any Minutes or Orders made by Government with reference to the adoption or otherwise of the Progress Report, No. 2, of the Finance Committee, dated 14th November, 1855, and of any further reports from or correspondence with such Committee.

Ordered to lie on the Table.

Mr. Haines also presented :—

Officers in the Police Force.—Return to an Order of the Assembly, dated 30th January, 1857, for a Return of—

 - (1.) The number of officers in the Police Force of Victoria, particularising the rank and station of each.
 - (2.) The length of time each officer has been on duty in his respective district.
 - (3.) Where any officer has been removed from one district to another, the reason for such removal.

Ordered to lie on the Table.
4. CARRIERS' REGULATION BILL.—Mr. Pyke, pursuant to resolution of this House, brought up a Bill, intituled, “*A Bill for the better regulation of Carriers and Forwarding Agents,*” and moved that it be now read a first time.

Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Friday, 20th February instant.
5. PRINTING COMMITTEE.—Mr. Hughes moved, pursuant to notice, That the Resolution of this House, made on the 14th day of January last, fixing the number of Members sufficient to form a quorum of all Select Committees appointed by the House, be discharged, so far as relates to the “Printing” Committee, and that on all future meetings of “the Printing Committee” three Members “of such Committee” be sufficient to constitute a quorum.

Mr. Griffith moved, as an amendment, That after the word "Printing" the words "Standing Orders" be inserted, and that the words "the Printing Committee" in the fourth and fifth lines of the above motion be omitted, with a view to insert the words "such Committees" in place thereof, and that the words "of such Committee" occurring in the fifth line thereof be omitted from the above motion.

Dr. Embling moved, as a further amendment, That the words "and Live Stock Importation" be added after the word "Orders," in Mr. Griffith's proposed amendment.

Question—That the words proposed by Dr. Embling to be added to Mr. Griffith's proposed amendment be so added—put and passed.

Question—That the words "Standing Orders and Live Stock Importation Committee" be inserted after the first word "Printing" in the fourth line of the above motion—put and passed.

Question—That the words "the Printing Committee" and "of such Committee," proposed to be omitted, stand part of the question—put and negatived.

Question—That the words "such Committees" proposed to be inserted in the place of the words "the Printing Committee" omitted from the fourth and fifth lines of the above motion, be so inserted—put and passed.

Question—That the Resolution of this House, made on the 14th day of January last, fixing the number of Members sufficient to form a quorum of all Select Committees appointed by the House, be discharged, so far as relates to the Printing, Standing Orders, and Live Stock Importation Committees, and that on all future meetings of such Committees three Members be sufficient to constitute a quorum—put and passed.

6. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the several Supplementary Estimates of Expenditure for 1856, and of the Estimates of Expenditure for the year 1857, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by Mr. Hodgson :—

MR. SPEAKER,—

The Legislative Council inform the Legislative Assembly that the Standing Orders Committee of the Legislative Council has been empowered to confer with the Standing Orders Committee of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
10th February, 1857.

The messenger then withdrew, and

Thereupon Mr. Speaker left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration in Committee of Supply of the several Supplementary Estimates of Expenditure for 1856, and of the Estimates of Expenditure for 1857.

The Chairman reported progress, and obtained leave to sit again to-morrow.

8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—

" Emigration Bill—Second reading."

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 41.

WEDNESDAY, 11TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment, the Speaker took the Chair.
 2. RAILWAY COMMITTEE.—Capt. Clarke, Chairman of the Railway Committee, by leave of the Assembly, moved, That leave be given to that Committee to report to the Assembly the minutes of evidence as taken before them from day to day.
Debate ensued.
Question—put and passed.
 3. WARANGA GOLD FIELDS.—Mr. Baragwanath moved, pursuant to notice—
 - (1.) For a copy of the District Inspector's Report relative to the necessity of certain measures being carried out by the Government on the Waranga Gold Fields.
 - (2.) For Returns of the number of prisoners conveyed from Waranga to Heathcote from 10th November, 1856, to 10th of February, 1857, and the expense of such conveyance.
 - (3.) The number of summonses issued by the Heathcote Bench for the same period on application of parties resident on Waranga.
 Question—put and passed.
 4. MESSRS. RUTHERFORD AND TINGMAN.—Mr. Aspinall moved, pursuant to notice, That the Petition from John Rutherford and James Tingman be referred to the Committee now sitting on Ballarat Riots—Bentley's Hotel.
Question—put and passed.
 5. GRANTS OF LAND.—Mr. Greeves moved, pursuant to notice given by Mr. Michie—
 - (1.) For a copy of any regulations now or lately in force providing for the granting of land, or of remission orders available for the purchase of land, to military and naval officers in the service of Her Majesty.
 - (2.) A Return of all applications for grants of land or for remission orders made under the above regulations (whether the same be legally in operation or not), from the 24th November, 1855, to the present time; whether such have been made to military and naval officers or to others; together with the grounds of such applications and the manner in which the same have been disposed of; stating also, whether the several applications have been made to the Local Government or to the Imperial Government through any Officer in this Colony.
 Question—put and passed.
 6. AUCTIONEERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by Mr. Hodgson :—
MR. SPEAKER,—
The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act to amend the Law relating to Bills of Lading*," to which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
President.
- Legislative Council Chamber,
11th February, 1857.
- And then the Messenger withdrew.
8. BILLS OF LADING BILL.—On the motion of Mr. Fellows, The Bills of Lading Bill was read a first time, ordered to be printed, and read a second time Wednesday, 18th February instant.

9. **AUCTIONEERS BILL.**—Mr. Speaker then left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of the Auctioneers Bill. The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Friday, 13th February instant.—Bill as amended to be printed.
10. **SPIRIT MERCHANTS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported the Bill with amendments.
On the motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
The Chairman having reported the Bill with a further amendment, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
11. **EVIDENCE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again after the consideration of the other Orders for to-day.
12. **EMIGRATION BILL.**—Mr. Childers moved that this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again to-morrow.
13. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Claimants against Government Relief Bill—To be further considered in Committee,*” until Wednesday, 18th February instant.
“ *Electoral Act Amendment Bill—To be further considered in Committee,*” until to-morrow.
“ *Crown Lands Management—To be further considered in Committee,*” until to-morrow, to take precedence.
“ *Interpretation of Acts Bill—To be committed,*” until Friday, 13th February; and
“ *Estimates—To be further considered in Committee,*” until to-morrow.
14. **EVIDENCE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again Friday, 13th February instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

THURSDAY, 12TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Sladen, by command of His Excellency the Governor, presented :—
 - Postal Communication.—Copy of the Contract entered into with the European and Australian Royal Mail Company, for the conveyance of mails between the United Kingdom and Australia.
 - Ordered to lie on the Table.
 - Mr. Sladen also presented :—
 - Mr. W. H. Cope —Return to an Order of the Legislative Assembly, dated 13th January, 1857 :—
 - (1.) For a copy of the Correspondence between Mr. W. H. Cope, late gold receiver at the Treasury, and the Government, with respect to certain irregularities in the Treasury accounts, gold department.
 - (2.) For a copy of the Correspondence relative to Mr. Cope's resignation, together with the Report of the Board of Enquiry appointed in his case, and the evidence submitted to that Board.
 - Ordered to lie on the Table.
 - Mr. Haines presented, by command of His Excellency the Governor :—
 - Transportation.—Copy Despatch from the Secretary of State, acknowledging receipt of His Excellency Major-General Macartnur's Despatch, with protest of the Executive Council against the resumption of transportation to the Australian Colonies.
 - Ordered to lie on the Table.
 - Mr. Haines also presented, pursuant to Act of Council, 18 Victoria, No. 37 :—
 - Yackandandah.—Local Court Regulations for the District of Yackandandah.
 - Ordered to be printed.
 - Mr. Childers presented, by command of His Excellency the Governor :—
 - Immigration (in continuation of Papers presented on the 16th December, 1856).—Despatch from the Secretary of State, acknowledging receipt of Despatch from Major-General Macarthur, notifying the intended discontinuance of the services of Her Majesty's Colonial Land and Emigration Commissioners as agents for emigration to Victoria.
 - Ordered to lie on the Table.
 - 3. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of this Committee, brought up the third report from the Committee, and moved that it be received. Question—put and passed.—Ordered to be printed, and taken into consideration Tuesday, 17th February instant.
 - 4. ELECTIONS AND QUALIFICATIONS COMMITTEE.—Mr. Pyke, with leave of the Assembly, moved, That leave be given to "The Committee of Elections and Qualifications" to hold a meeting on Monday next. Question—put and passed.
 - 5. INSOLVENCY.—Mr. Fyfe moved, pursuant to *amended* notice, for a Return, shewing—
 - (1.) A list of all cases of insolvency within the jurisdiction of the Geelong Insolvent Court.
 - (2.) The amount of property accruing to each estate—detailing the same and the manner of its appropriation, and showing how such was sold and how paid for, whether by bills or cash, and what portion, if any, has not been paid for.
 - (3.) The number of cases in which legal proceedings have been instituted to recover moneys or property belonging to insolvent estates, and the cost of such legal proceedings in each case.
 Question—put and passed.

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

“ *Crown Lands Management*—To be further considered in Committee.”
 “ *Immigrants Law Amendment Bill*—To be further considered in Committee.”
 “ *Customs Law Consolidation Bill*—To be further considered in Committee.”
 “ *Gold Fields Management Bill* (2°)—Second reading.”
 “ *Gold Fields Management Bill* (3°)—Second reading.”
 “ *Electoral Act Amendment Bill*—To be further considered in Committee.”
 “ *Spirit Merchants Bill*—Adoption of Report.”
 “ *Estimates*—To be further considered in Committee.”

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

The Chairman reported the Bill, with amendments.

On the motion of Mr. Childers—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill, with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 17th February instant—Bill as amended to be printed.

8. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the several Supplementary Estimates of Expenditure for the year 1856, and of the Estimates of Expenditure for the year 1857, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 17th February instant.

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

“ *Crown Lands Management*—To be further considered in Committee,” until Wednesday, 18th February instant, to take precedence.
 “ *Immigrants Law Amendment Bill*—To be further considered in Committee,” and
 “ *Customs Law Consolidation Bill*—To be further considered in Committee,” until to-morrow.
 “ *Gold Fields Management Bill* (2°)—Second reading.”
 “ *Gold Fields Management Bill* (3°)—Second reading,” and
 “ *Electoral Act Amendment Bill*—To be further considered in Committee,” until Wednesday, 18th February instant, and
 “ *Spirit Merchants Bill*—Adoption of Report,” until to-morrow.

Assembly adjourned at half-past eleven o'clock until twelve o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 43.

FRIDAY, 13TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. YEA.—Mr. Snodgrass moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will cause steps to be taken to decide which of the three lines of road from Melbourne to Yea now in use will be determined upon by the Government as the main line between Melbourne and Yea and the Upper Goulburn district.
Debate ensued.
Motion, by leave, withdrawn.
3. AUDIT BILL.—Mr. Sladen moved, pursuant to notice, for leave to bring in a Bill to provide for the collection, payment, recovery, and audit of the public accounts.
Debate ensued.
Question—put and passed.
Ordered that Mr. Sladen do prepare and bring in the Bill.
Mr. Sladen brought up a Bill, intituled "*A Bill to provide for the collection, payment, recovery, and audit of Public Accounts,*" and moved that it be now read a first time.
Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Friday, 27th February instant.
4. CASTLEMAINE PETITION.—Mr. Pyke moved, pursuant to notice, That the Petition presented by him on the 29th January last, from Thomas Andrews, chairman of a public meeting at Castlemaine, relative to the route of the proposed Melbourne and Murray River Railway, be printed.
Debate ensued.
Question—put and passed.
5. CASTLEMAINE.—CROWN LANDS.—Mr. Pyke moved, pursuant to notice, for a Return of—
(1.) All lands sold and monies received for such lands in the district of Castlemaine.
(2.) All monies received for licenses or other fees for any purpose in the said district.
(3.) The amount expended within such district for public works; such return to be from 1851 to 1856 inclusive.
Question—put and passed.
6. GUNPOWDER BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Thursday, 19th February instant.—Bill as amended to be printed.
7. BANKERS' DRAFTS LAW AMENDMENT BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Horne, read a third time and passed.
Mr. Horne moved that the following be the title of the Bill:—
"*An Act to amend the Law relating to Drafts or Checks on Bankers.*"
Question—put and passed.
Ordered that Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.
8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 17th February instant:—
"*Auctioneers Bill—Adoption of Report.*"

9. INTERPRETATION OF ACTS BILL.—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill
The Chairman reported progress, and obtained leave to sit again Tuesday, 17th February instant.
10. EVIDENCE LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 17th February instant.—Bill as amended to be printed.
11. IMMIGRANTS' LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 17th February instant.—Bill as amended to be printed.
12. CUSTOMS LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again Friday, 20th February instant.
13. SPIRIT MERCHANTS BILL.—On the motion of Mr Childers, the Assembly adopted the report from the Committee of the whole upon this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Childers, read a third time and *passed*.
Mr. Childers then moved that the following be the title of the Bill:—
“ *An Act to amend the Laws relative to the vending of Fermented and Spirituous Liquors.*”
Question—put and passed.
Ordered that Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.
- The Assembly adjourned at ten minutes past two until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 44.

TUESDAY, 17TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Sladen presented :—
 - Pounds.—Return to an Order of the Assembly, dated the 5th December, 1856, for—
 - A Return of the number of public pounds established in the Colony since the 30th November, 1854, up to the 30th November, 1856, the situation of each pound in the Colony, the scale of sustenance fees at present in force at each pound, the amount of fees received at each pound, and amount retained by each pound-keeper, the amount paid by various poundkeepers into the treasury, the amount recovered by claimants under the Impounding Act, and a statement of the sums handed over to the several charitable institutions, together with the names or description of the same, the amount paid to poundkeepers as salary since the passing of the present Act.

Ordered to lie on the Table.
 - Mr. Stawell presented :—
 - County Court, Castlemaine.—Return to an Order of the Assembly, dated 27th January, 1857, for—
 - A Return of the number of causes entered for trial at each sitting of the County Court in the Castlemaine, Carisbrook, Sandhurst, Kilmore, Beechworth, and Gipps Land Districts during the year 1856; also, the number of remanets after each Session.

Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council, by Mr. Hodgson :—
 - MR. SPEAKER :
 - The Legislative Council return to the Legislative Assembly, A Bill, intituled, "*An Act concerning Letters Patent for Inventions*," and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
17th February, 1857.

And then the Messenger withdrew.
4. PETITIONS.—Mr. Rutledge presented a Petition from certain Sheepholders in the District of Portland Bay praying the Assembly would take the Petition into consideration and make such alterations in the existing Scab Act as might prove effectual in eradicating that disease.
 - Petition received.
 - Mr. Sladen presented a Petition from certain inhabitants of Geelong and the Western District praying that necessary measures might be taken for the completion of a railway from Geelong to Ballaarat, *via* Lethbridge and Meredith, at as early a period as practicable.
 - Petition received.
5. HORSE-STEALING.—Mr. Lalor moved, pursuant to notice, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration of the following resolution :—
 - That, in the opinion of this House, it is desirable to impose the sum of one pound sterling as a fee for the registration of horses, and that a Bill be brought in for the prevention of horse-stealing.
 - Question—put and passed.

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

The Chairman having reported the following resolution :—

That, in the opinion of the Committee, it is desirable to impose a sum not exceeding one pound sterling as a fee for the registration of horses, and that a Bill be brought in for the prevention of horse-stealing—The Assembly adopted the same, and ordered the Bill to be brought in accordingly.

6. IMMIGRATION.—Mr. Childers moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of Supply, for the consideration of the following resolutions :—

That the sum of £271,500 be granted to Her Majesty for the purposes of Immigration from the United Kingdom, such sum to be applied as follows, that is to say :—

- (1.) The sum of £50,000 for bounty contracts.
- (2.) The sum of £144,000 for the expenses to be incurred on account of the immigration of persons nominated under the Remittance Regulations.
- (3.) The sum of £48,000 for the expenses to be incurred on account of the immigration of single females.
- (4.) The sum of £16,000 for the expenses to be incurred on account of the immigration of railway laborers.
- (5.) The sum of £5000 on account of the transmission of immigrants to the outports and the interior.
- (6.) The sum of £1000 on account of quarantine expenses.
- (7.) The sum of £6500 to be transferred to the immigrants fund.
- (8.) The sum of £1000 for incidental expenses.

That of the immigrants to be despatched under the 1st and 3rd Resolutions, one-third shall be sent to Melbourne, one-third to Geelong, and one-third to the Western Ports.

That 500 immigrants should be, if possible, despatched to Gipps Land.

Question—put and passed.

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

The Chairman reported progress and obtained leave to sit again in Supply on the Estimates.

7. TWOMEY'S STATION, MOUNT ROUSE.—Mr. Horne moved, pursuant to notice, for copies of the following :—

- (1.) Original application of Mr. R. D. Chamberlain for the survey of Mount Rouse.
- (2.) Report of the local surveyor, Mr. Watson, thereon.
- (3.) Petition of Mr. Twomey to the Executive against the survey, and correspondence thereon.
- (4.) Protest of Mr. R. D. Chamberlain against the re-issue of any lease or license to Twomey.
- (5.) Reply from Survey Office to the application of Mr. R. D. Chamberlain, and copy of instructions issued by the Surveyor General in consequence to the local surveyor.
- (6.) First application of Twomey for the pre-emptive right, and reply thereto (believed to be in 1854).
- (7.) Copy of any further applications and replies, and all correspondence relative to these subjects.

Question—put and passed.

8. MR. H. FOWLER.—Mr. Snodgrass moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of the following resolution :—

That an Address be presented to His Excellency the Governor, recommending to His Excellency's most favorable consideration the case of Mr. Henry Fowler, who, in rendering most important service to the Colony by aiding in the capture of a gang of desperate bushrangers, when the police force was utterly inadequate, received severe and dangerous injuries, the effects of which will afflict him for life, and expressing the hope that His Excellency will confer upon Mr. Fowler, as His Excellency may deem most advisable, some suitable acknowledgment of the general appreciation of bravery and public spirit, so as to requite Mr. Fowler in some degree for his suffering and loss.

Question—put and passed.

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

The Chairman having reported the following resolution :—

That an Address be presented to His Excellency the Governor, recommending to His Excellency's most favorable consideration the case of Mr. Henry Fowler, who, in rendering most important service to the Colony by aiding in the capture of a gang of desperate bushrangers, when the police force was utterly inadequate, received severe and dangerous injuries, the effects of which will afflict him for life, and expressing the hope that His Excellency will confer upon Mr. Fowler, as His Excellency may deem most advisable, some suitable acknowledgment of the general appreciation of bravery and public spirit, so as to requite Mr. Fowler in some degree for his suffering and loss—The Assembly adopted the same.

9. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the several Supplementary Estimates for 1856 and of the Estimates of Expenditure for the year 1857 having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress and obtained leave to sit again Thursday, 19th February instant.
10. EMIGRATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Assembly on this Bill having been read—On the motion of Mr. Childers, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole, for the re-consideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly adopted the same, and ordered the Bill to be read a third time to-morrow.
11. IMMIGRANTS LAW AMENDMENT BILL.—On the motion of Mr. Childers the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time to-morrow.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ County Courts—Additional Judge.—To be further considered in Committee,”
 until Tuesday, 24th February instant.
“ Printing Committee.—Consideration of Report No. 3,” until to-morrow ; and
“ Auctioneers’ Bill.—Adoption of Report,”
“ Interpretation of Acts Bill.—To be further considered in Committee,” and
“ Evidence Law Amendment Bill.—Adoption of Report,” until Thursday, 19th February instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 45.

WEDNESDAY, 18TH FEBRUARY, 1857.

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

2. PAPERS.—Mr. Childers presented:—

(1.) Sales of Goods by Customs Department.—Return to an Order of the Assembly, dated 23rd January last, for a Return shewing the dates of the several sales which have taken place by the Customs of Goods from Bonded Warehouses, distinguishing between sales for non-payment of rent and of uncleared goods, shewing the gross proceeds of each sale, with the amount of duties, warehouse rent and charges due thereout, specifying the dates at which any portion of the surplus has been paid over into the Treasury, and stating in whose hands the balance of such surplus, if any, remains.

(2.) Similar returns as to the sale of unclaimed goods found on the Wharf.

(3.) Similar returns as to goods uncleared sold from Queen's Warehouses.

Ordered to lie on the Table.

Mr. Haines also presented—

Lunatics.—Return to an Order of the Assembly dated 6th January last, for a Return of the number of patients admitted during the years 1853, 4, 5 and 6, respectively, into the Lunatic Asylum at Yarra Bend—the number of Lunatics now confined in Gaols, and other public buildings in Melbourne and other places—the nature and duration of each case of lunacy, so far as can be ascertained—distinguishing the sexes, the countries of which the patients are respectively natives, the districts of the Colony from which they were transmitted to the Asylum, any information possessed by the Superintendent as to the cause or causes of lunacy in each case; a return of the number of deaths, and of the inquests held, and of the patients cured, during each of those years; the number and classification of the patients termed incurable, and the number of patients whose friends contribute to their support, and the rate of charges for such patients; the quantity of enclosed land attached to the establishment; the number of patients in close confinement; the manner in which patients not under close confinement are employed; a statement of the works completed or in progress effected by the patients; a statement of the annual cost of the whole establishment; together with a return of the architect's estimate for the completion of the proposed New Lunatic Asylum.

Ordered to lie on the Table.

Mr. Haines also presented, pursuant to Act of Council, 18th Victoria No. 37:—

Creswick.—Local Court Regulation for the District of Creswick.

Ordered to be printed.

3. GEELONG AND BALLAARAT RAILWAY.—Mr. Sladen moved, pursuant to notice, That the Petition presented by him from the inhabitants of Geelong and the Western District, praying for the formation of a Railway from Geelong to Ballarat, *via* Lethbridge and Meredith, be referred to the Select Committee on Railways.

Question—put and passed.

4. GORRUCKBURKGHAP.—Mr. Wills moved, pursuant to *amended* notice, for a Return of the correspondence between the Geological or other Surveyor and the Government, relative to the lands at Gorruckburkghap, reported auriferous, and lately withdrawn from sale; also, for a Return of the area of such lands, their general features, and by whom, under what conditions, and for what purpose now used.

Question—put and passed.

5. CROWN LANDS IN VILLIERS AND WESTWARD COUNTIES.—Mr. Rutledge moved, pursuant to notice, That the returns to the orders of this House on the 19th December and the 7th January last, laid upon the Table of this House on the 20th January last, be printed.

Question—put and passed.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Crown Lands Management—To be further considered in Committee,*” until to-morrow (to take precedence), and
- “ *Juries Bill—To be further considered in Committee,*” until Wednesday, 4th March next.
7. **COUNTY COURTS.**—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following resolutions, viz. :—
- (1.) That it is expedient that County Court Clerks should be paid by salary, and the Bailiffs by fees.
 - (2.) That the fees to be paid on County Court proceedings should be such as the Governor in Council shall from time to time fix.
 - (3.) That a Bill to carry out the above purposes, and “for the more easy recovery of certain debts and demands” be prepared and brought in—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- The Chairman having reported the following resolutions, viz. :—
- (1.) That it is expedient that County Court Clerks should be paid by salary, and the Bailiffs by fees.
 - (2.) That the fees to be paid on County Court proceedings should be such as the Governor in Council shall from time to time fix.
 - (3.) That a Bill to carry out the above purposes, and “for the more easy recovery of certain debts and demands” be prepared and brought in—The Assembly adopted the same, and ordered a Bill to be brought in accordingly.
8. **BILLS OF LADING BILL.**—Mr. Fellows moved that this Bill be now read a second time.
Question—put and passed.
Bill read a second time.
On the motion of Mr. Fellows the Assembly ordered that this Bill be committed.
And on the further motion of Mr. Fellows—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress and obtained leave to sit again Friday, 20th February instant.
9. **CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported the Bill with amendments.
On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of the second clause of the Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the amendments to be taken into consideration on Wednesday, 25th February instant.—Bill, as amended, to be printed.
10. **PRINTING COMMITTEE.**—Mr. Hughes, on behalf of Mr. Speaker, Chairman of the Printing Committee, brought up the fourth Report from the Committee, and moved that it be received and printed.
Question—put and passed.
Ordered to be taken into consideration Tuesday, 24th February instant.
11. **IMMIGRANTS LAW AMENDMENT BILL.**—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
The Chairman having reported the Bill with a further amendment, the Assembly adopted the same, and ordered the Bill to be read a third time to-morrow.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Gold Fields Management Bill (2°)—Second reading,*” until Wednesday, 25th February instant; and
- “ *Electoral Act Amendment Bill—To be further considered in Committee,*” and
- “ *Emigration Bill—Third reading,*” until to-morrow; and
- “ *Gold Fields Management Bill (3°)—Second reading,*” until Wednesday, 25th February instant.
13. **PRINTING COMMITTEE.**—On the motion of Mr. Hughes, the Assembly adopted the Report, No. 3, from this Committee.
- Assembly adjourned at twenty-five minutes past six until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 46.

THURSDAY, 19TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Palmer presented a Petition from Thomas Andrews, styling himself Chairman of the Municipal Council of Castlemaine, praying to be heard by counsel before the House, in support of a direct line of railroad from Melbourne to Castlemaine, and thence to the Murray.
Petition received.
3. COUNTY COURTS BILL.—Mr. Fellows, pursuant to resolution of the House, brought up a Bill intituled "*A Bill for the more easy recovery of certain debts and demands*," and moved that it be now read a first time.
Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 25th February instant.
4. CROWN LANDS MANAGEMENT.—The Order of the Day having been read for the further consideration in Committee of the whole Assembly of the following Resolutions, viz. :—
 - (1.) That, for the purposes of sale, Crown Lands shall be distinguished into three classes :—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
 - (2.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
 - (3.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
 - (4.) That the third class shall comprise all lands not included within the first and second classes.
 - (5.) That lands of the first and second classes shall be sold by public auction only.
 - (6.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
 - (7.) That the upset price of land of the first class shall not be less than £3 ; of the second class, than £1 10s. ; and of the third class, than £1 per acre.
 - (8.) That it shall be lawful to demise Crown Lands to the present authorised occupants for runs for pastoral purposes at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes ; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
 - (9.) That it shall be lawful to issue leases of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such lease be submitted to competition at public auction.
 - (10.) That leases of Crown Lands for pastoral purposes shall not issue to other than the present authorised occupants of such lands, or their representatives, unless such leases shall have been submitted to competition at public auction.
 - (11.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
 - (12.) That it shall be lawful to issue annual licenses to occupy Crown Lands for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.

- (13.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each lease, license or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (14.) And that a Bill be brought in for these purposes, and to make provision for the sales, occupation, and management of the Crown Lands of Victoria—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman reported the following resolutions from the Committee:—

- (1.) That in order to provide for the proper management and control of the waste lands of the Colony of Victoria, it is expedient that a Board, to be styled the "Land Board," be established, which, subject to the provisions of an Act to be passed by the legislature, shall determine all questions in connection with the survey, sale, and disposal of land; the selection and extent of township, agricultural, or other reserves; the deciding upon all main or district lines of road.
- (2.) That, for the purposes of sale, Crown Lands shall be distinguished into three classes:—
 1. Town Lands.
 2. Suburban Lands.
 3. Country Lands.
- (3.) That the first class shall comprise lands within the limits of any city, town, village, or hamlet, or within any locality which may be proclaimed as the site of any city, town, village, or hamlet.
- (4.) That the second class shall comprise all lands which may derive increased value from their vicinity to any city, town, village, or hamlet.
- (5.) That the third class shall comprise all lands not included within the first and second classes.
- (6.) That lands of the first and second classes shall be sold by public auction only.
- (7.) That lands of the third class shall not be sold except by public auction, unless such lands shall have been first submitted to sale by public auction and not sold.
- (8.) That the upset price of land of the first class shall not be less than £8; of the second class, than £1 10s.; and of the third class, than £1 per acre.
- (9.) That this Committee considers it highly inexpedient to authorise the issue of leases of the public lands for pastoral purposes, and recommends the House to refuse its assent to any Bill which embodies a provision of this nature.
- (10.) That it shall be lawful for the present authorised occupants of Crown Lands for pastoral purposes to graze the same at an acreable rent, so as to produce an average of "two pence" for each acre available for such purposes; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.
- (11.) That it shall be lawful to license the occupation of Crown Lands not comprised in clause 8 for pastoral and other than mining and agricultural purposes, provided every such license be submitted to competition at public auction: Provided that pastoral lands shall be reserved as commonage in the vicinity of the sites of all the settled population of the Colony, subject to suitable regulations hereafter to be provided.
- (12.) That licenses of Crown Lands for pastoral purposes shall not be granted to other than the present authorised occupants of such lands, or their representatives, unless such licenses shall have been submitted to competition at public auction.
- (13.) That it shall be lawful to issue leases or licenses for mining purposes, other than mining for gold or silver, provided every such lease or license be submitted to competition at public auction.
- (14.) That it shall be lawful to issue annual licenses to take timber, gravel, stone, and for other than pastoral, agricultural, and mining purposes, at a rate not exceeding £50 per annum.
- (15.) That it shall be lawful to charge a sum of not more than £1 for preparing, executing, and enrolling each license (not coming within clause 12) or deed of grant of Crown Lands; and a sum of not more than 5 per cent. on the rent reserved on any license or lease, for every transfer of such license or lease.
- (16.) And that a Bill be brought in for these purposes, and to make provision for the sales, occupation, and management of the Crown Lands of Victoria.
- On the motion of Capt. Clarke the Assembly adopted the above resolutions, and ordered a Bill to be brought in accordingly.
5. GUNPOWDER BILL.—On the motion of Mr. Childers, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time to-morrow.
6. EVIDENCE LAW AMENDMENT BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time Tuesday, 24th February instant.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Estimates—To be further considered in Committee,” until Tuesday, 24th February instant.
“ Auctioneers Bill—Adoption of Report,” until to-morrow.
“ Interpretation of Acts Bill—To be further considered in Committee,” until after the consideration of the ninth Order for to-day ; and
“ Immigrants Law Amendment Bill—Third reading,” and
“ Electoral Act Amendment Bill—To be further considered in Committee,” until Tuesday, 24th February instant.
8. **EMIGRATION BILL.**—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
 The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 24th February instant.—Bill as amended to be printed.
9. **INTERPRETATION OF ACTS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 The Chairman reported the Bill with amendments.
 On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
 The Chairman having reported the Bill with a further amendment, the Assembly ordered the amendments to be taken into consideration Tuesday, 24th February instant.—Bill as amended to be printed.
10. **WESTWARD HARBORS.**—Mr. Rutledge moved, pursuant to notice, That a Select Committee be appointed to consider what steps should be taken for improving the Harbors of Portland, Port Fairy, and Warrnambool, such Committee to consist of Mr. Hughes, Mr. Beaver, Mr. Horne, Mr. Henty, Capt. Clarke, Capt. Pasley, Mr. J. G. Ware, and the Mover, with power to call for persons and papers.
 Question—put and passed.
11. **LAND SALES.**—Mr. Wills moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency, on all future announcements of sales of public lands, to cause a copy, in all cases respectively, of the survey, plan, and a general description of such lands, to be lodged for public reference, three weeks preceding the day of sale, with the auctioneers in whose hands they shall severally be placed.
 Debate ensued.
 Motion, by leave, withdrawn.
- Assembly adjourned at twenty-five minutes to eleven o'clock until twelve o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 47.

FRIDAY, 20TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Rutledge presented a Petition from Arthur Youngman, proprietor of the *Belfast Gazette* newspaper, Port Fairy, praying the Assembly, on the grounds set forth in the Petition, and for the good of the country, to insert a clause in the present Impounding Act, making it imperative on all poundkeepers or holders of impounded stock to transmit, as early as possible, a list of such animals, with their descriptions, to each local paper within the radius of _____ miles from such pound, in order to their publication.
Petition received.
Mr. Palmer presented a Memorial from certain persons resident at Castlemaine, praying that their just claim, as set forth in the Memorial, would be accorded to the Memorialists, as any denial of it would annihilate their interests, and contravene all the objects set forth in the Memorial.
Petition received.
3. SEAMEN'S HOSPITAL.—Mr. Foster moved, pursuant to notice, that Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the following resolution :—
That an Address be presented to His Excellency the Governor, praying him to cause a sum of money to be placed on the Estimates for 1857, to carry out the resolution of the late Legislative Council, for building a Seamen's Hospital at Williamstown, which resolution was assented to by Mr. La Trobe, the then Governor.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Speaker resumed the Chair.
4. SOLID-BOTTOMED SHIPS.—On the motion of Mr. O'Shanassy, the Petition from Mr. James Ballingall, presented to this House 6th January last, was read by the Clerk.
Mr. O'Shanassy then moved, pursuant to notice, That the Petition presented by him on 6th January, from Mr. James Ballingall, on the subject of safe ship building, be printed, and that it be referred to the Agent-General for Victoria, for special report as to the advisability and advantage of employing vessels in the conveyance of immigrants of the construction recommended by Mr. Ballingall.
Question—put and passed.
5. RAILWAYS.—Capt. Clarke, as Chairman of the Select Committee of the Assembly on Railways, brought up a progress report with evidence, and moved that it be received.
Question—put and passed.—Evidence ordered to be printed.
6. MOUNT BLACKWOOD GOLD DIGGINGS.—Mr. Hammill moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will cause to be laid on the Table of this House, a copy of the correspondence between the Government, the Warden of the Ballarat gold field, and Mr. Edward Hill, relating to the discovery of the Mount Blackwood gold diggings.
Question—put and passed.
7. SCAB BILL.—Mr. Ware having, pursuant to notice, moved for and obtained leave to bring in a Bill for preventing the extension of the disease called Scab, and of the Influenza or Catarrh in Sheep, brought up a Bill, intituled, "*A Bill for preventing the extension of the disease called Scab, and of the Influenza or Catarrh in Sheep,*" and moved that it be now read a first time.
Question—put and passed.—Bill read a first time; ordered to be printed and read a second time Friday, 6th March next.

8. PATENTS BILL.—On the motion of Mr. Fellows the House proceeded to take into consideration the Amendments made by the Legislative Council to the Bill, intituled “*An Act concerning Letters Patent for Inventions.*”

And the same were twice read, and disagreed to.

Mr. Fellows then moved, That a Message be transmitted to the Legislative Council informing them that the Assembly disagree to the amendments for the following reason :—That as every person has a common law right to appear in person before every tribunal, the amendments are unnecessary and tend to raise a doubt on a matter upon which no doubt can be entertained—and that Mr. Aspinall do carry the said Message to the Legislative Council.

Question—put and passed.

9. RAILWAYS.—Mr. Palmer moved, pursuant to *amended* notice, That the Petition presented by him yesterday be referred to the Railways Committee, and the petitioners be heard before the Railway Committee, by counsel, if they think fit.

Debate ensued.

The Assembly ordered the question to be divided.

Question—That the Petition presented by Mr. Palmer yesterday be referred to the Railways Committee—put and passed.

Question—That the petitioners be heard before the Railway Committee, by counsel, if they think fit—put and negatived.

10. BILLS BEFORE THE ASSEMBLY.—Mr. Duffy moved, pursuant to notice, That the Clerk be directed to lay on the Table of the House a Tabular Return of the Bills introduced during the present session, stating by whom each Bill was introduced, what stages it has passed through, the date fixed for its further consideration, and in case a Bill has been withdrawn or transmitted to the Legislative Council, specifying the fact.

Question—put and passed.

11. RAILWAYS.—Mr. Brooke moved, pursuant to *amended* notice, That leave be given to the inhabitants of Geelong for liberty to appear at the Bar of the House by counsel, in support of a direct line of Railway from Geelong to Ballarat.

Debate ensued.

Motion, by leave, withdrawn.

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

“*Carriers' Regulation Bill—Second reading,*” and

“*Customs Law Consolidation Bill—To be further considered in Committee,*” until Friday, 27th February instant; and

“*Bills of Lading Bill—To be further considered in Committee,*”

“*Gunpowder Bill—Third reading,*” and

“*Auctioneers Bill—Adoption of Report,*” until Tuesday, 24th February instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

TUESDAY, 24TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. ADJOURNMENT.—On the motion of Mr. Haines, the House adjourned at half-past four o'clock until five o'clock this day, to enable the Standing Orders Committee of this House to consult with the Standing Orders Committee of the Legislative Council.

Five o'clock.

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

3. PAPERS.—Mr. Sladen presented—

Post Office.—Return to an Order of the Assembly, dated 5th February instant, for—

- (1.) A Return shewing the names of all persons now employed in the Post-office department in Melbourne, the date of their joining the service in this Colony, and if they have at any time been discontinued, the dates of such discontinuation and of their re-appointment; shewing also the present office of each as well as the office filled by each during the year 1856, their salaries respectively for that year, and the proposed salary for 1857.
- (2.) A Copy of any estimate or proposition made by the Postmaster General as to the establishment necessary for his department during the year 1857.
- (3.) Similar Returns with reference to the Auditor General's department.

Ordered to lie on the Table.

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

Ship *Mermaid*.—Return to an Address of the Assembly, dated 6th February, 1857, for a copy of the Correspondence between Mr. Childers, the Immigration Agent, and the Agent of the ship *Mermaid*, relative to the shipment in November last, per that vessel for Liverpool, of a quantity of salted hides.

Ordered to lie on the Table.

4. MEMORIAL.—Mr. Lalor presented a Memorial from certain inhabitants of Ballaarat, in public meeting assembled, praying that the line of Railway from Geelong to Ballaarat, as submitted by the Government, should be one of the first to be constructed, it being the shortest, the most economical, and the easiest of construction, providing most fully for all the requirements of the district, and thoroughly opening up the chief sea ports with the gold fields and agricultural communities of the great western district.
Petition received.
5. NEW WRITS.—Mr. Speaker announced that he had this day received from Jonathan Binns Were, Esq., and Vincent Pyke, Esq., the resignation of their respective seats as Members for the Electoral Districts of Brighton and the Castlemaine Boroughs respectively, and that he had issued writs under his hand and seal for the election of Members to serve for the said several Electoral Districts in the places of the said Jonathan Binns Were, Esq., and Vincent Pyke, Esq.
6. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of the Printing Committee, brought up the fifth Report from the Committee, and moved that it be received and printed.
Question—put and passed.
7. RICHMOND TOLLS.—Mr. D. S. Campbell moved, pursuant to notice, for copies of all correspondence between the Municipal Council of Richmond and the Executive, with reference to Tolls in the Municipality.
Question—put and passed.

8. **WATER.**—Mr. Colin Campbell moved, pursuant to notice, That this House resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to cause provision to be made on the Estimates for the appointment of a competent officer, whose duty it should be to examine into and report on the best means of providing sufficient supplies of water for the use of the population of the Colony, and for the development of its resources.

Question—put and passed.

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

Mr. Speaker resumed the Chair.

9. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—In pursuance of "*The Electoral Act 1856*," Mr. Speaker laid upon the Table the following Warrant, appointing a member of the Committee of Elections and Qualifications, in the room of Vincent Pyke, Esq., resigned :—

VICTORIA.

Pursuant to the provisions of "*The Electoral Act 1856*," I do hereby appoint George Samuel Wegg Horne, Esq., to be a member of the Committee, called, "*the Committee of Elections and Qualifications*."

Given under my hand this 24th day of February, 1857.

(Signed)

FRAN^s. MURPHY,
Speaker.

10. **CIVIL SERVICE.**—Mr. O'Shanassy moved, pursuant to notice, for—

- (1.) A Return of the number of persons additionally employed in the Civil Service since the reduction of the establishments at the close of 1854.
- (2.) A Return of the amount of Salaries, &c., &c., applied from the Revenues to the maintenance of persons so employed.
- (3.) A Return of amount chargeable on each department consequent on such employment.
- (4.) A Return of the persons re-employed by the Government since 1854, shewing the department in which they are employed and the amount of salary in each case, and in the gross.

Question—put and passed.

11. **GOVERNMENT BANKING ACCOUNTS.**—Mr. O'Shanassy moved, pursuant to notice, for—

- (1.) A Statement of the amount of the Monthly Cash Balances to the credit of the Government in the Banks of Victoria during the year 1856, shewing the amounts under separate heads in each Bank.
- (2.) A Statement of the amount of public moneys deposited in each year by the Government since 1st July, 1851, to 31st December, 1856, in the Banks of Victoria, shewing the amounts under separate heads lodged in each Bank.
- (3.) Copy of the conditions (if any) upon which the public funds have been deposited in the Banks of Victoria.
- (4.) A Statement of the amounts of the premium paid to or discount received from the various Banks by Government in each year, from 1st July, 1851, to 31st December, 1856.
- (5.) A Quarterly Statement of the amount of Government debentures held by the various Banks holding the public moneys on deposit.
- (6.) ~~A~~ Statement of the amount of money remitted from Victoria during the year 1856 through the Banks by the Government.

Question—put and passed.

12. **BALLAARAT RIOTS—BENTLEY'S HOTEL.**—Mr. Humffray moved, pursuant to notice, That three Members form a quorum on the Committee of the Ballaarat Riots, Bentley's Hotel.
Question—put and passed.

13. **MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY.**—Mr. D. S. Campbell moved, pursuant to *amended* notice, for copies of all correspondence between the Executive and the Directors of the Melbourne and Hobson's Bay Railway Company, and between the Emerald Hill Municipality and the Government, since the passing of the St. Kilda Railway Act, relative to the said line.

Debate ensued.

Question—put and passed.

14. **STEAM DREDGE.**—Mr. McCulloch moved, pursuant to notice, for the following returns :—

- (1.) The length of time that the Dredge has been at work in the River Yarra.
- (2.) The number of tons of silt removed.
- (3.) The distance on which the Dredge has been employed.
- (4.) The depth of water in the River Yarra before commencement of the operation, and present depth.
- (5.) The monthly expense of working the Dredge.

Question—put and passed.

15. RAILWAY EXPENDITURE.—Mr. Hughes moved, pursuant to notice—

- (1.) That an Address be presented to His Excellency the Governor, praying that His Excellency will cause to be laid on the Table of this House, Copies of any Minutes, Orders, or Instructions, purporting to be the authority under which the sum of £100,000 was remitted to England during the present session of Parliament.
- (2.) Copy of the letter or letters advising such remittance, and directing the disposal of the amount.
- (3.) Copies of any communications with, or opinions of the Law Officers, as to the power of the Executive to dispose of the public money without the authority of this House.
- (4.) Copies of the regulations or instructions intended to ensure the observance of the 55th clause of the New Constitution, as applicable to the department of the Treasurer, and all others having custody of or control over the Consolidated Revenue.

Debate ensued.

Question—put and passed.

16. PRINTING COMMITTEE.—On the motion of Mr. Hughes, the Assembly adopted the 4th Report from this Committee.

17. EMIGRATION BILL.—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration thereof.

The Chairman having reported the Bill with a further amendment, the Assembly adopted the same.

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

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

“ An Act to make provision for Emigration from the United Kingdom, and for other purposes.”

Question—put and passed.

Ordered, that Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

18. PAPERS.—Mr. Haines, by command of His Excellency the Governor, presented—

Statistics.—Statistics of the Colony of Victoria for the year 1855.

Ordered to lie on the Table.

Mr. Haines also presented, pursuant to Act of Council 18 Victoria No. 37—

Mount Blackwood.—Local Court Regulations for the District of Mount Blackwood.

Ordered to be printed.

19. INTERPRETATION OF ACTS BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time to-morrow.

20. BILLS OF LADING BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill without amendment, the Assembly ordered that the Report be taken into consideration to-morrow.

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

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

“ An Act to Regulate the Importation, Carriage, and Custody of Gunpowder.”

Question—put and passed.

Ordered, that Mr. Aspinall do carry the Bill to the Legislative Council and desire their concurrence.

22. AUCTIONEERS' BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read.—On the motion of Mr. Goodman, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration thereof.

The Chairman reported the Bill without further amendment.

On the motion of Mr. Sladen, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time to-morrow.

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

“ *Estimates—To be further considered in Committee,*” until to-morrow, to take precedence.

“ *County Courts—Additional Judge.—To be further considered in Committee,*” until to-morrow.

“ *Evidence Law Amendment Bill.—Third reading,*” until Tuesday, 10th March next.

“ *Immigrants Law Amendment Bill—Third reading,*” and

“ *Electoral Act Amendment Bill—To be further considered in Committee,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

WEDNESDAY, 25TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION OF A SEAT.—Mr. Speaker announced that he had this day received a letter from the Honorable William Foster Stawell, informing him of the resignation of his seat in the Assembly, as one of the Members of the Electoral District of the City of Melbourne.
3. PETITIONS.—Mr. Snodgrass presented a Petition, addressed to the Honorable the Speaker, from William Kaye, Esq., complaining of the undue return of Thomas Howard Fellows, Esq., as Member of the Assembly for the Electoral District of St. Kilda, which was read by the Clerk, and is as follows:—

To the Honorable the Speaker of the Legislative Assembly of the Colony of Victoria.
The humble Petition of William Kaye, of St. Kilda,
in the said Colony, Esquire,

SHEWETH :

That your petitioner is an elector on the roll of the Electoral District of St. Kilda, and who had a right to vote at the late election for Members to serve in the Legislative Assembly for the said district :

That Thomas Howard Fellows was, at the said election, returned as one of the Members for the said Electoral District in the Legislative Assembly :

That the said Thomas Howard Fellows did, by himself, or by some person on his behalf, make a gift, loan, offer, or promise of money, to one Frederick William Marsden, in order to induce the said Frederick William Marsden to procure, or endeavour to procure, the return of the said Thomas Howard Fellows to serve as a Member of the said Assembly, and to procure the votes of electors for the said Thomas Howard Fellows at that election :

That on the grounds hereinbefore set forth, the said Thomas Howard Fellows is disqualified from being elected a Member of the Legislative Assembly :

That your petitioner therefore prays that the said election and return of the said Thomas Howard Fellows to serve as a Member of the Legislative Assembly for the Electoral District of St. Kilda, may be declared to be void, and that such further proceedings may be taken thereon as the said Assembly may think fit.

And your petitioner will ever pray.

(Signed) WILLIAM KAYE.

Mr. Foster presented a Petition from certain Welsh colonists, in public meeting assembled, praying that an agent might be appointed, possessing a knowledge of the Welsh and English languages, to act for Wales; and that the Assembly would be pleased to take this important subject into its most favourable consideration.

Petition received.

Mr. O'Shanassy presented a Petition from William Nicholas Crawford, of the City of Melbourne, praying the Assembly to grant the petitioner leave and license to practise his profession of Notary Public in the Colony.

Petition received.

4. A MESSAGE BY THE USHER OF THE LEGISLATIVE COUNCIL.

MR. SPEAKER :

The Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker with the House went to the Legislative Council, and being returned,

Mr. Speaker reported that the House had been at the Legislative Council, when His Excellency was pleased to give the Royal Assent to the Bills following, viz. :—

“ An Act for defining the Privileges, Immunities, and Powers of the Legislative Council and Legislative Assembly of Victoria respectively.”

“ An Act for taking an Account of the Population.”

5. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—The warrant appointing Mr. Horne a member of "*The Committee of Elections and Qualifications*," was again laid upon the Table of the Assembly.
6. **ESTIMATES.**—The Order of the Day for the further consideration in Committee of Supply of the several Supplementary Estimates of Expenditure for the year 1856, and of the Estimates of Expenditure for the year 1857, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
7. **PAPERS.**—Mr Haines presented, by command of His Excellency the Governor:—
Yarra Bend Lunatic Asylum.—Report on the Yarra Bend Lunatic Asylum for the year 1856.
Ordered to lie on the Table.
8. **INTERPRETATION OF ACTS BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Haines, read a third time and *passed*.
Mr. Haines then moved that the following be the title of the Bill:—
"*An Act for the Interpretation of Legislative Enactments, and for shortening the Language used therein.*"
Question—put and passed.
Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council and desire their concurrence.
9. **AUCTIONEERS BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Haines, read a third time and *passed*.
Mr. Haines then moved that the following be the title of the Bill:—
"*An Act for the Regulation of Sales by Auction.*"
Question—put and passed.
Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council and desire their concurrence.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
"*Claimants against Government Relief Bill—Adoption of Report,*" until to-morrow.
"*Gold Fields Management Bill (2°)—Second reading,*" until Wednesday, 4th March next; and
"*County Courts Bill—Second reading,*"
"*County Courts—Additional Judge—To be further considered in Committee,*"
"*Immigrants Law Amendment Bill—Third reading,*"
"*Electoral Act Amendment Bill—To be further considered in Committee,*" and
"*Bills of Lading Bill—Adoption of Report,*" until to-morrow.
11. **GEELONG ROADS.**—Mr. Fyfe moved, pursuant to *amended* notice—
(1.) For a Return of all correspondence between the Government or the Chairman of the Central Road Board and the Corporation of Geelong, in reference to the main lines of road within the town boundary, and the extent of area contained within such boundary.
(2.) For a Return shewing the number of acres of land sold and unsold within the county of Grant; the proceeds of the sales of such lands, shewing the number of acres sold and unsold, in the different parishes of the above county; also the amount of money advanced by Government towards the formation or making of roads within each parish respectively.
(3.) For a Return shewing the amount of money advanced by Government for the formation or repair of roads within the Corporation boundary of Melbourne, and the extent of area comprised therein.
Question—put and passed.
12. **RAILWAYS COMMITTEE.**—Mr. Lalor moved, pursuant to notice, That the Petition presented by him on the 24th instant, from the inhabitants of Ballarat, be referred to the Railways Committee.
Question—put and passed.
13. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 4th March next:—
"*Gold Fields Management Bill (3°)—Second reading.*"
Assembly adjourned at twenty-five minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 50.

THURSDAY, 26TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor:—
Mount Blackwood Gold Diggings.—Return to an Address of the Assembly, dated 20th February instant, for a copy of the Correspondence between the Government, the Warden of the Ballaarat Gold Fields, and Mr. Edward Hill, relating to the discovery of the Mount Blackwood Gold Diggings.
Ordered to lie on the Table.
Mr. Haines also presented—
School Grants.—Return to an Order of the Assembly, dated 19th December, 1856—
(1.) For Returns of the Grants in aid of National and Denominational Schools, from 1851 to 1855 inclusive, shewing the amount of each grant, and the mode of its distribution by the respective Boards, distinguishing payments for salaries from disbursements for the erection of school-houses, &c., and specifying the several amounts expended in each year—
In Melbourne and its suburbs,
In other portions of the County of Bourke,
In Geelong and its suburbs,
In other portions of the County of Grant,
And in each of the other Counties and Districts in Victoria.
(2.) Also, for Returns of all Grants of Land for Educational purposes within the same period, stating separately the quantities granted in each year for National Schools and for Denominational Schools; and shewing the total area granted in each locality as specified in relation to money grants.
Ordered to lie on the Table.
3. POSTPONEMENT OF THE ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders on the Paper for to-day be postponed until after the Notices of Motion have been disposed of.
4. QUEENSCLIFF-ROAD.—Mr. Wills moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to order a report to be laid on the Table of this House of the state of the public road between the Toll-gate on the Queenscliff line and Main's publichouse, with an estimate of the probable cost of making and repairing, before the coming winter, certain portions thereof respectively.
Question—put and passed.
5. MR. JOSEPH DARWARN.—Mr. Grant moved, pursuant to notice, For a copy of the Petition of Mr. Joseph Darwarn to His late Excellency Sir Charles Hotham, relative to certain property taken from his person by the police in 1852, and a copy of the correspondence between Mr. Darwarn and the Government on the subject.
Question—put and passed.
6. THISTLE.—Mr. Horne moved, pursuant to *amended* notice, That in the opinion of this House the Chief Commissioner of Police and other police officers should be instructed to see that the Thistle Law be carried into force.
Debate ensued.
Question—put and passed.
7. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing Mr. Horne a Member of "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
8. NEW WRITS.—Mr. Speaker announced to the Assembly that he had issued three several Writs for the election of Members for the undermentioned places:—
Melbourne.—In the place of the Hon. W. F. Stawell, resigned.
Murray.—In the place of John Goodman, Esq., who has accepted office under the Crown.
St. Kilda.—In the place of Thomas Howard Fellows, Esq., who has accepted office under the Crown.

9. **KELLY'S LAND CLAIM.**—Mr. Snodgrass, Chairman of the Select Committee of this Assembly, to which this subject was referred, brought up the Report from the Committee, and moved that it be received and printed.

Question—put and passed.

10. **IMMIGRATION AGENT FOR WALES.**—Mr. Humfray moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to place on the Supplementary Estimates the additional sum of £650 for an Immigration Agent for the Principality of Wales, making it conditional that such agent be conversant with the Welsh and English languages.

Question—put and passed.

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

The Chairman having reported that the Committee considered it expedient to instruct the agent for Victoria to pay particular attention towards promoting emigration from the Principality of Wales by the agency of persons conversant with the Welsh language—the Assembly adopted the above Report.

11. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—In pursuance of "*The Electoral Act 1856*," Mr. Speaker laid upon the Table the following Warrant, appointing a member of the Committee of Elections and Qualifications, in the room of Thomas Howard Fellows, Esq.:—

VICTORIA.

Pursuant to the provisions of "*The Electoral Act 1856*," I do hereby appoint Travers Adamsou, Esq., to be a member of the Committee, called, "*The Committee of Elections and Qualifications*."

Given under my hand this 26th day of February, 1857.

(Signed)

FRAN^s. MURPHY,
Speaker.

12. **GEELONG MECHANICS' INSTITUTION.**—Mr. Fyfe moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for considering the propriety of presenting an Address to His Excellency the Governor, praying him to cause the sum of £750 to be placed on the Estimates for 1857, towards the erection and completion of the Geelong Mechanics' Institution.

Question—put and passed.

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

The Chairman having reported that the Committee considered it advisable that an Address be presented to His Excellency the Governor, praying him to cause the sum of £500 to be placed on the Estimates for 1857, towards the erection and completion of the Geelong Mechanics' Institution,—the Assembly adopted the Resolution.

13. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Palmer, the Assembly ordered that the following Order of the Day be discharged from the Paper:—

"*County Courts—Additional Judge—To be further considered in Committee.*"

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

"*Estimates—To be further considered in Committee,*" and

"*Claimants against Government Relief Bill—Adoption of Report,*" until Tuesday, 3rd March next.

"*County Courts Bill—Second reading,*" until Thursday, 5th March next.

"*Immigrants Law Amendment Bill—Third reading,*" until to-morrow, and

"*Electoral Act Amendment Bill—To be further considered in Committee,*" until Wednesday, 4th March next.

15. **BILLS OF LADING BILL.**—On the motion of Mr. Haines, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time, Tuesday, 3rd March next.

Assembly adjourned at thirteen minutes past eight o'clock, until twelve o'clock to-morrow.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 51.

FRIDAY, 27TH FEBRUARY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Humfray presented a Petition from certain Miners and Storekeepers of Ballaarat, praying the Assembly would be pleased to legislate as early as possible for the proper settlement of the subject of mining on private property, in a liberal spirit, and place it upon the broad basis of justice to all concerned, and thus promote the general peace and prosperity of the Colony.
Petition received.
Mr. Humfray presented a Petition from Theophilus William, styling himself Chairman of a meeting of the Welsh colonists residing on Ballaarat, praying that, in order that every facility might be given to the inhabitants of Wales to emigrate hither, the Principality of Wales be made a separate district, and that the sub-agent be a Welshman well acquainted with the language and customs of that country.
Petition received.
Mr. Grant presented a Petition from the Municipal Council of Sandhurst, under the seal of the municipality, praying that the Assembly would immediately cause to be constructed the line of Railway in Group 1, Appendix IV., of the Railway Report, and approved by a Committee of the Legislative Council in 1855-56, as far as the town of Sandhurst is concerned.
Petition received.
3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing Mr. Adamson a member of "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
4. ADJOURNMENT.—Dr. Evans moved That the House do now adjourn.
Debate ensued.
Motion, by leave, withdrawn.
5. POWERS OF ATTORNEY BILL.—Mr. Grant moved, pursuant to notice, That the Bill to make valid Powers of Attorney in certain cases be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Grant, the Assembly ordered that this Bill be committed.
And on the further motion of Mr. Grant, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again Friday, 13th March next.
6. FRIENDLY SOCIETIES.—Mr. Greeves moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of reducing the fees payable on the registration of Friendly Societies.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported the following resolution—That it is expedient to alter the fees payable by Friendly Societies on being registered under the Act of 1855, as follows :—
To the Registrar, for provisional registration, the sum of ten shillings; and
For final registration, the further sum of ten shillings.
To the Barrister certifying the Rules, one pound; and for certifying alterations, ten shillings.
To the Actuary, for his Certificate, two pounds; and for any alterations of the rate of subscriptions on payments under the 13th clause of the said Act, one pound.
Provided that no fee shall be payable to the Barrister or to the Actuary on registering Rules or alterations of Rules of branch societies, and that a Bill be brought in for that purpose—The Assembly adopted the resolution, and ordered a Bill to be brought in accordingly.

7. **BRIGHTON ROAD.**—Mr. Grant moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that a sum not exceeding £500 be placed on the Estimates for the purpose of metalling the road from the Elsternwick Hotel to Brighton.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair.
8. **GEELONG ROADS.**—Mr. Myles moved, pursuant to notice, for a Return of the expense incurred by the Central Road Board in the formation of the main roads leading from the boundary of the municipality of Geelong to the boundary of the town of Geelong; a Report from the engineer in charge of the Geelong district as to the present state of such roads; the engineer's opinion of their probable state during the approaching winter, if not repaired; the cost of repairing such portions as have already been constructed by the Central Road Board; the cost of forming and metalling such portions of said roads as have not yet been constructed, so as to provide proper facilities for the farmers of the County of Grant carrying their produce to their market town of Geelong.
Question—put and passed.
9. **COAL COMMITTEE.**—Mr. Hughes moved, pursuant to notice, That the names of Mr. Brooke and Captain Anderson be added to the Coal Committee.
Question—put and passed.
10. **MOUNT BLACKWOOD GOLD DIGGINGS.**—Mr. Hammill moved, pursuant to notice, That the copy of the correspondence laid upon the Table of this House between the Government, the Warden of the Ballarat gold-fields, and Mr. Edward Hill, relating to the discovery of the Mount Blackwood gold-fields, be printed.
Question—put and passed.
11. **RAILWAY DEPARTMENT.**—Mr. Brooke moved, pursuant to notice, for a Return of the persons employed in the Railway Department from the commencement of the Railway Surveys; the length of service of such persons, their salaries in detail, and the gross amount paid to 31st December, 1856. Also, a Return of the persons at present employed, with their salaries, and an estimate in detail for the present year, 1857, of the proposed salaries, and establishment charges generally in this department.
Question—put and passed.
12. **BRIDGE OVER CAMPASPE.**—Mr. Baragwanath moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause a sum to be set apart for the purpose of constructing a Bridge across the river Campaspe at Ross's station, in accordance with a distinct promise given to a deputation of the late Council on presentation of petitions to such effect to the late Officer administering the Government.
Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Governor, praying that he will cause a sum not exceeding £1000 to be set apart for the purpose of constructing a Bridge across the river Campaspe at Ross's station, in accordance with a distinct promise given to a deputation of the late Council on presentation of petitions to such effect to the late Officer administering the Government—The Assembly adopted the report.
13. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 6th March next:—
“*Audit Bill—Second reading.*”
“*Carriers' Regulation Bill—Second reading.*”
14. **CUSTOMS LAW CONSOLIDATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again Wednesday, 4th March next.
15. **IMMIGRANTS LAW AMENDMENT BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Haines, read a third time and *passed*.
Mr. Haines then moved that the following be the Title of the Bill:—
“*An Act to amend an Act intituled 'An Act to make provision for certain 'Immigrants.'*”
Question—put and passed.
Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

Assembly adjourned at one minute to five o'clock until four o'clock on Tuesday next.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

TUESDAY, 3RD MARCH, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. O'Shanassy presented a Petition from Patricius William Welsh, formerly of Geelong, now of Ballarat, merchant, praying the Assembly would take his case, as set forth in the Petition, into consideration.
Petition received.
Mr. Gavan Duffy presented a Petition from certain Bailiffs of the County Court, praying the Assembly would take their case, as set forth in the Petition, into consideration, and allow them to remain on the same footing as at present.
Petition received.
Mr. Beaver presented a Petition from the Educational Committee of the Australasian Wesleyan Methodist Church in Victoria, praying that, in voting money for the support of education under the Denominational School Board, the Assembly would attach to said vote the conditions set forth in a resolution of the Honorable the Legislative Council, on Tuesday, the 24th of February, as follows:—
 - (1.) That one-ninth of the money be reserved for expenses of department and contingencies.
 - (2.) That two-thirds be set apart for support of Schools, and divided among the denominations in proportion to the number of Scholars connected with each denomination at the end of 1856.
 - (3.) That two-ninths be applied towards the erection of School Houses, to be distributed among the denominations in proportion to their position on the Census.
 Petition received.
3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—George Samuel Wegg Horne, Esq., a member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.
4. PAPERS.—Mr. Haines presented, pursuant to Act of Council, 18 Victoria, No. 37:—

Castlemaine	}	Local Court Regulations.
Beechworth		

 Severally ordered to be printed.
 Mr. Haines also presented—
 Government Stud.—Return to an order of the Legislative Assembly, dated 9th January, 1857, for—
 - (1.) A Return of the number of Horses owned by the Government for the year 1856, and the manner in which they have been employed.
 - (2.) A Return of the number of Stallions, Mares, and general Breeding Stud, shewing increase for the same.
 - (3.) A Return of the Total Cost of Breeding Stud, and expense of management.
 Ordered to lie on the Table.
5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing Mr. Adamson a member of "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
6. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of the Printing Committee, brought up the sixth report from the Committee, and moved that it be received and printed.
Question—put and passed.
7. RAILWAY COMMITTEE.—Capt. Clarke brought up the second progress report from this Committee, and moved that it be received.
Question—put and passed.—Evidence ordered to be printed.
8. IMPORTED LIVE STOCK.—Mr. Wills moved, pursuant to notice, For a copy of all correspondence between the Government and others, relative to the importation by land of live stock, since the passing of the Act for the registration thereof.
Question—put and passed.

9. **CARLTON GARDENS.**—Mr. O'Shanassy moved, pursuant to notice, For a copy of the correspondence between the Government and the Corporation of Melbourne relative to the conditions upon which the Government placed the conservancy of Carlton Gardens and Fitz Roy-square under the control of the Corporation.

Question—put and passed.

10. **LEAVES OF ABSENCE.**—Dr. Owens moved, pursuant to *amended* notice, For a Return of those persons in the Civil Service who have been absent on leave from their duties during the period from 1st January, 1856, to this date, the cause of such leave of absence, by whom such leave was granted, and also by whom the duties of these persons were performed during such period of absence, together with the allowance, if any, during such leave.

Question—put and passed.

11. **RAILWAYS.**—Dr. Owens moved, pursuant to notice given by Mr. Grant, That the Petition presented by Mr. Grant, Friday, 27th February last, from the Chairman of the Municipal Council of Sandhurst, be referred to the Railway Committee for consideration.

Question—put and passed.

12. **BALLAARAT RIOTS—BENTLEY'S HOTEL.**—Mr. Gavan Duffy moved, pursuant to notice given by Mr. Humffray, That George Harker, Esq., be added to the Committee on Ballaarat Riots, Bentley's Hotel, *vice* Vincent Pyke, Esq., resigned.

Question—put and passed.

13. **ESTIMATES.**—The Order of the Day for the further consideration in Committee of Supply of the Supplementary Estimates for 1856 and of the Estimates of Expenditure for the year 1857 having been read—Mr. Sladen moved "that" Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856 and of the Estimates of Expenditure for the year 1857.

Mr. O'Shanassy moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert in their place the words following, "before proceeding to further consider the Estimates, this House feels bound to express its serious disapprobation with the course pursued by Her Majesty's Government, in obtaining a vote for Immigration for 1857, which exceeds by nearly £150,000 the sum they propose to spend on that service; a proceeding calculated to create confusion in the public accounts, and to render futile the laborious efforts of the Committee of Supply to introduce economy into the public expenditure."

Debate ensued.

Mr. D. S. Campbell and Mr. O'Shanassy having risen together to address the House, Mr. Speaker called upon Mr. Campbell; but Mr. O'Shanassy not giving way to the ruling of Mr. Speaker—

Question—That Mr. O'Shanassy be now heard—put and negatived.

Debate continued.

And the House having continued to sit till after twelve of the clock on Wednesday morning,

WEDNESDAY, 4TH MARCH, 1857.

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

Ayes, 23.

Mr. Adamson,
Capt. Anderson,
Mr. Bennett,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Childers,
Mr. Davis,
Dr. Embling,
Mr. Griffith,
Mr. Haines,
Mr. Hammill,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. Rutledge,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Capt. Clarke, } *Tellers.*
Capt. Pasley, }

Noes, 29.

Mr. Aspinall,
Mr. Baragwanath,
Mr. Beaver,
Mr. Brooke,
Mr. Duffy,
Dr. Evans,
Mr. Foster,
Mr. Fyfe,
Mr. Grant,
Mr. Greeves,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. McCulloch,
Mr. McDougall,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Palmer,
Mr. Phelan,
Chas. Read,
Mr. Sargood,
Mr. Syme,
Mr. Blair, } *Tellers.*
Mr. Snodgrass, }

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

Question—That before proceeding to further consider the Estimates, this House feels bound to express its serious disapprobation with the course pursued by Her Majesty's Government in obtaining a vote for Immigration for 1857, which exceeds by nearly £150,000 the sum they propose to spend on that service; a proceeding calculated to create confusion in the public accounts, and to render futile the laborious efforts of the Committee of Supply to introduce economy into the public expenditure—put and passed.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until the second sitting this day :—

“ Estimates—To be further considered in Committee.”

“ Claimants against Government Relief Bill—Adoption of Report.”

“ Bills of Lading Bill—Third reading.”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 53.

WEDNESDAY, 4TH MARCH, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by the Honorable John Hodgson :—
 MR. SPEAKER,
 The Legislative Council acquaint the Legislative Assembly, that they do not insist upon the amendments added to the Bill, intituled "*An Act concerning Letters Patent for Inventions;*" also,
 That they have agreed to the Bill, intituled "*An Act to amend the Laws relative to the rendering of Fermented and Spirituous Liquors;*" without any amendment.
 (Signed) J. F. PALMER,
 President.
 Legislative Council Chamber,
 Melbourne, 4th March, 1857.
 And then the Messenger withdrew.
 3. ADJOURNMENT.—Mr Haines, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Tuesday next, at four o'clock.
 Question—put and passed.
 4. FRIENDLY SOCIETIES BILL.—Mr. Greeves, pursuant to resolution of the Assembly, brought up a Bill, intituled, "*A Bill to reduce the fees payable on the registration of Friendly Societies,*" and moved that it be now read a first time.
 Question put and passed.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 10th March instant.
 5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 10th March instant :—
 "*Juries Bill—To be further considered in Committee.*"
 "*Gold Fields Management Bill (2°)—Second reading.*"
 "*Electoral Act Amendment Bill—To be further considered in Committee.*"
 "*Customs Law Consolidation Bill—To be further considered in Committee.*"
 "*Estimates—To be further considered in Committee.*"
 "*Claimants against Government Relief Bill—Adoption of Report.*"
 "*Bills of Lading Bill—Third reading.*"
 "*Gold Fields Management Bill (3°)—Second reading.*"
 6. P. W. WELSH.—Mr. O'Shanassy moved, pursuant to notice, That the Petition presented by him on the 3rd of March, from Patricius Wm. Welsh, be referred to the Committee on Ballaarat Riots—Bentley's Hotel.
 Question—put and passed.
 7. MINERS AND STOREKEEPERS, BALLAARAT.—Mr. Humffray moved, pursuant to notice, That the Petition presented on Friday, from the miners and storekeepers of Ballaarat, praying for immediate legislation on the subject of mining on private property, be printed.
 Question—put and passed.
- Assembly adjourned at twenty-three minutes past four o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 54.

TUESDAY, 10TH MARCH, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Travers Adamson, Esq., a member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.
3. JOHNSON v. BLAIR; SAME v. SYME.—Mr. Speaker reported to the House that he had received a letter, of which the following is a copy—

Chancery-lane, March 9th, 1857.

SIR,

I respectfully beg leave to request, through you, that your Honorable House will permit its Clerk, John Barker, Esq., to attend, with the file of the Journals of this Session, on Monday next, the 16th instant, at the County Court, to give testimony in the cases of Johnson v. Blair, and Same v. Syme.

I have the honor to be,

Your obedient servant,

(Signed)

CHARLES P. PURCELL,

Solicitor.

To the Honorable
The Speaker of the Legislative Assembly.

Whereupon Mr. Lalor moved, That the Clerk be directed to attend at the County Court with the files of this Session, in compliance with the request contained with the above letter.

Question—put and negatived.

4. LIVE-STOCK IMPORTATION COMMITTEE.—Dr. Embling, as Chairman of the Select Committee of the Assembly to which this subject was referred, brought up the Report from the Committee, and moved that it be received and printed.

Question—put and passed.

5. PAPERS.—Mr. Haines presented, pursuant to Act of Council, 18 Victoria No. 37—
Maldon.—Local Court Regulations for the District of Maldon.

Ordered to be printed.

Mr. Haines also presented—

Mr. Joseph Darwarn.—Return to an Order of the Assembly, dated 26th February, 1857, for a copy of the Petition of Mr. Joseph Darwarn, to His late Excellency Sir Charles Hotham, relative to certain property taken from his person by the police in 1852, and a copy of the correspondence between Mr. Darwarn and the Government on the subject.

Ordered to lie on the Table.

Government Officers.—Return to an Order of the Assembly, dated 9th January, 1857, for a Return of persons in the Public Service holding more than one appointment, or discharging the duties of more than one office, or who may be carrying on private, professional, or other business, specifying in detail the nature of their office or offices, the emolument or emoluments they receive, whether provided with quarters, the hours of duty of such officers, and the nature of the private business (if any) which they pursue or are interested in.

Ordered to lie on the Table.

Customs Department.—Return to an Order of the Assembly, dated 4th February, 1857, for a Return of the names of all persons now employed in the Customs Department, at Melbourne and Williamstown, their present office, the date of their joining the service in this Colony, their salary for 1856, their proposed salary for 1857, their classification by the Estimates for 1857.

Ordered to lie on the Table.

Captain Clarke presented—

Lands at Gorrockburkghap.—Return to an Order of the Assembly, dated 18th February, 1857, for a Return of the Correspondence between the Geological or other Surveyor and the Government relative to the lands at Gorrockburkghap reported auriferous, and lately withdrawn from sale; also for a Return of the area of such lands, their general features, and by whom, under what conditions, and for what purpose now used.

Ordered to be referred to the Committee now sitting on Railways.

Revenue from Ballarat.—Return to an Order of the Assembly, dated 23rd January, 1857, for a Return of Town and Country Lands sold in the Ballarat District since September, 1851.

Ordered to lie on the Table.

Grants of Land.—Return to an Order of the Assembly, dated 11th February, 1857, for—

- (1.) A copy of any regulations now or lately in force, providing for the granting of land, or of remission orders available for the purchase of land, to military and naval officers in the service of Her Majesty.
- (2.) Return of all applications for grants of land or for remission orders made under the above regulations (whether the same be legally in operation or not) from the 24th November, 1855, to the present time; whether such have been made to military and naval officers, or to others; together with the grounds of such applications, and the manner in which the same have been disposed of; stating also whether the several applications have been made to the Local Government, or to the Imperial Government, through any Officer in this Colony.

Ordered to lie on the Table.

6. HORSE-STEALING PREVENTION BILL.—Mr. Lalor, pursuant to a resolution of the Assembly, brought up a Bill, intituled “*A Bill for the more effectual Prevention of Horse-stealing,*” and moved that it now be read a first time.

Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 15th April next.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by the Honorable John Hodgson:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Bill without any amendment:—

“*A Bill intituled ‘An Act to abolish the Property Qualification required by Members of the Legislative Assembly.’*”

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
10th March, 1857.

And then the Messenger withdrew.

8. ADJOURNMENT OF THE HOUSE.—Mr. Haines moved, by leave of the Assembly, That the House, at its rising this day, do adjourn until three o'clock to-morrow.

Question—put and passed.

9. ESTIMATES.—The Order of the Day for the further consideration of the Supplementary Estimates for 1856 and of the Estimates for 1857 having been read—On the motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856 and of the Estimates for 1857.

The Chairman reported progress, and obtained leave to sit again Wednesday, 15th April next.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 15th April next:—

“*Evidence Law Amendment Bill—Third reading.*”

“*Friendly Societies Bill—Second reading.*”

“*Juries Bill—To be further considered in Committee.*”

“*Gold Fields Management Bill (2^o)—Second reading.*”

“*Electoral Act Amendment Bill—To be further considered in Committee.*”

“*Customs Law Consolidation Bill—To be further considered in Committee.*”

“*Claimants against Government Relief Bill—Adoption of Report.*”

“*Bills of Lading Bill—Third reading.*”

“*Gold Fields Management Bill (3^o)—Second reading.*”

“*County Courts Bill—Second reading.*”

“*Scab Bill—Second reading.*”

“*Audit Bill—Second reading.*”

“*Carriers' Regulation Bill—Second reading.*”

“*Powers of Attorney Bill—To be further considered in Committee.*”

11. ADJOURNMENT.—Mr. Haines moved, by leave of the Assembly, That the House do, at its rising to-morrow, adjourn until Wednesday, 15th April next.

Question—put and passed.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 55.

WEDNESDAY, 11TH MARCH, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message by the Usher of the Legislative Council:—
 MR. SPEAKER—
 The Governor desires the immediate attendance of this Honorable House in the Legislative Council.
 Accordingly Mr. Speaker with the House went to the Legislative Council, and being returned,
 Mr. Speaker reported that the House had been at the Legislative Council, when His Excellency was pleased to give the Royal Assent to the Bills following, viz. :—
 “ *An Act concerning Letters Patent for Inventions,*”
 “ *An Act to amend the Laws relative to the vending of Fermented and Spirituous*
 “ *Liquors.*”
3. ISSUE OF WRITS.—Mr. Speaker announced that he had issued Writs for the election of Members to serve in the Assembly for the several Electoral Districts hereinafter mentioned, viz. :—Kilmore, Williamstown, Villiers and Heytesbury, East Bourke, and Warrnambool, in the respective places of J. O'Shanassy, Esq., J. F. L. Foster, Esq., Charles Gavan Duffy, Esq., A. F. A. Greeves, Esq., and G. S. W. Horne, Esq., who had severally accepted of offices of profit under the Crown during pleasure.
4. RAILWAYS COMMITTEE.—Capt. Clarke, as Chairman of the Select Committee of this Assembly to which this subject was referred, brought up the Report from the Committee, and moved that it be received.
 Question—put and passed.—Evidence and Appendices ordered to be printed.
 Assembly adjourned at twenty-six minutes past three o'clock until four o'clock on Wednesday, 15th April next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 56.

WEDNESDAY, 15TH APRIL, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBERS —Mr. Speaker announced to the Assembly that he had received Returns to the several Writs issued by him, from which it appeared that the following gentlemen were elected Members as hereinafter set forth, viz. :—

The Honorable John O'Shanassy, for Kilmore
 G. S. W. Horne, Esq., for Warrnambool
 John Fitzgerald Leslie Foster, Esq., for Williamstown
 Charles Gavan Duffy, Esq., for Villiers and Heytesbury
 Charles Hotson Ebdon, for Brighton
 James Service, for Melbourne
 Mr. John Goodman, for Murray
 Thomas Howard Fellows, Esq., for St. Kilda
 Robert Sacheverel Wilmot Sitwell, for the Castlemaine Boroughs
 Richard Heales, Esq., for East Bourke.

John O'Shanassy, Esq., G. S. W. Horne, Esq., John Fitzgerald Leslie Foster, Esq., Charles Gavan Duffy, Esq., Charles Hotson Ebdon, Esq., James Service, Esq., John Goodman, Esq., Thomas Howard Fellows, Esq., Robert Sacheverel Wilmot Sitwell, Esq., and Richard Heales, Esq., having severally presented themselves or been introduced, and having severally taken the oath, and handed to the Clerk the following declarations, took their seats as members accordingly.

"I, JOHN O'SHANASSY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the city of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Being allotment 20, block 38, in Elizabeth-street, in the city of Melbourne, in the occupation of Bailey and Walker and others: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JOHN O'SHANASSY."

"I, GEORGE SAMUEL WEGG HORNE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of St. Kilda, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Two acres, more or less, in my own occupation, situate in Carlyle-street, St. Kilda, with the house and premises thereon built: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"GEO. S. W. HORNE."

"I, JOHN FITZGERALD LESLIE FOSTER, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands and tenements in the Colony of Victoria of the clear value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Doutta Galla, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Section twenty-one: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said land and tenements, or any part thereof, for the purpose of qualifying me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JOHN FITZGERALD LESLIE FOSTER."

"I, CHARLES GAVAN DUFFY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Boorandara, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: The house and grounds in Upper Hawthorn, known as Auburn Lodge: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"CHARLES GAVAN DUFFY."

"I, CHARLES HOTSON EBDEN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: House occupied by myself on the south side of Collins-street east: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"C. H. EBDEN."

"I, JAMES SERVICE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of _____ in the county or reputed county of _____ the descriptions of which lands and tenements are as follow: Land and store at 139, Bourke-street west: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JAMES SERVICE."

"I, JOHN GOODMAN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of £2000 (two thousand pounds) sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Benalla, in the county or reputed county of—not named—the descriptions of which lands and tenements are as follow: Six hundred and forty acres of land on the Mokoan Station, together with all the messuages and tenements erected thereon, in my own occupation; also part of allot. 1, sec. 13, town of Kyneton, county of Dalhousie: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JOHN GOODMAN."

"I, THOMAS HOWARD FELLOWS, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of South Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: A dwelling-house, garden, and out-buildings, in my own occupation, situate on the western side of the Punt-road, in the said parish: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"THO. HOWARD FELLOWS."

"I, ROBERT SACHEVEREL WILMOT SITWELL, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parishes of Prahran and South Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: A dwelling-house and seven acres of land at Gardiner, in the parish of Prahran, in the county of Bourke, now in my occupation; and also a cottage and ground in the parish of South Melbourne, in the county aforesaid, now or late in the occupation of one Hayes: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"R. S. W. SITWELL."

"I, RICHARD HEALES, do declare and testify that I am duly seized at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the yearly value of seven hundred pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of St. Paul's, city of Melbourne, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Portions of allotments fourteen and fifteen in the city of Melbourne, having a frontage to Lonsdale-street east of eighty-two feet, upon which is erected a store in the occupation of Messrs. Collins and Co., a store in the occupation of Mr. Wm. Stephenson, a dwelling-house in the occupation of Dr. McCarthy: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"R. HEALES."

3. RESIGNATION OF SEATS.—Mr. Speaker announced that he had issued Writs for the election of Members to serve in the Assembly for the several Electoral Districts hereinafter mentioned, viz., the Ovens and the Wimmera, in the respective places of Daniel Cameron, Esq., and William Hammill, Esq., resigned; and that he had received a return to the Writ for the election of a Member for the Electoral District of the Wimmera, from which it appeared that John Quarterman, Esq., had been duly elected Member for such last-mentioned Electoral District.

4. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor, the undermentioned Papers, viz. :—

Health Officer.—Report of the Health Officer for the half-year ending 31st December, 1856.

Warlike Preparation during Peace—Circular Despatch from Secretary of State respecting the amount of Warlike Preparation to be maintained in time of Peace.

Alpacas.—Copy Despatch and Enclosure from the Secretary of State relative to the introduction of Alpacas into Victoria.

Act of Council—Royal Assent.—Copy Despatch from the Secretary of State, conveying Her Majesty's Assent to the Act of Council No. 13, of the nineteenth year of Her Majesty's Reign.

Severally ordered to lie on the Table.

Mr. O'Shanassy also presented, pursuant to Act of Council, 15 Victoria, No. 10—
Supreme Court Rules.

Also, pursuant to Act of Council, 18 Victoria, No. 37—
Local Court Regulations for the District of Maldon.

Severally ordered to be printed.

Mr. O'Shanassy also presented—

Return to an Order of the Assembly, dated 11th February last—

- (1.) For a copy of the District Inspector's Report relative to the necessity of certain measures being carried out by the Government on the Waranga Gold Fields.
- (2.) For Returns of the number of prisoners conveyed from Waranga to Heathcote from 10th November, 1856, to 10th of February, 1857, and the expense of such conveyance.
- (3.) The number of summonses issued by the Heathcote Bench for the same period on application of parties resident on Waranga.

Also, Return to an Order of the Assembly, dated 13th January last, for a Return—

- (1.) Of all prisons, watchhouses, locks-up, and places used for confinement of persons charged with offences before Courts of Petty Sessions.
- (2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
- (3.) The number of persons confined on each day in each cell from the 1st January, 1856, to 1st January, 1857.
- (4.) The offences of the persons so confined, and how and when disposed of.
- (5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.

Also, Return to an Order of the Assembly, dated 16th January last, for Returns of—

- (1.) The number of Local Courts on the Gold Fields, their localities, and the places where these Courts hold their sittings.
- (2.) The number and nature of the cases heard and determined by each Local Court respectively from the date of commencement to the 31st December, 1856.
- (3.) The nature and the amount of the property involved in each case adjudicated by the several Local Courts.
- (4.) The amount of fees in each case, and the whole amount of the same paid into each Local Court, together with a statement of the expenditure of each of the said Courts.
- (5.) The name and previous profession of the Chairman of each Local Court—whether previous to appointment a magistrate—and also whether the said Chairman has any other official appointment, salaried or otherwise.
- (6.) The amount of salary and mode of payment of each clerk of the several Local Courts, and whether the same clerk discharges any other official duties.

- (7.) The nature and amount of fees during the last six months preceding the 31st December, 1856, appropriated to the remuneration of the members of the Local Courts; also the number of sittings of each member, and the amount which has been received from the Courts by each of their members during the half-year ending 31st December, 1856.

Severally ordered to lie on the Table.

5. PETITION.—Mr. Moore presented a Petition from Peter Davis, styling himself Mayor of Melbourne, praying the Assembly to take certain resolutions, agreed to at a public meeting held in Astley's Amphitheatre on the 9th March last, respecting the formation of Railways, into consideration.

Petition received.

6. MACARTHUR WARD.—Mr. Langlands moved, pursuant to notice, for the production of copies of the following documents having reference to the recent annexation of a portion of Macarthur Ward to the Municipal District of Emerald Hill :—

- (1.) Petition from Residents on the bank of the Yarra, praying annexation.
- (2.) Assent of Municipal Council of Emerald Hill.
- (3.) Correspondence (if any) between the Government and any person on behalf of the said Council in reference to the subject.
- (4.) Counter Petition from Inhabitants of Macarthur Ward.
- (5.) Counter Petition from the Mayor and City Council of Melbourne.
- (6.) Counter Petition from Residents on the bank of the Yarra.
- (7.) Letter from same explaining circumstances under which they were induced to sign the original petition.
- (8.) Copies of any minutes or reports made on any of these documents.
- (9.) Copies of any other communications between the Government and any other person or persons respecting the matter in question.

Debate ensued.

Question—put and passed.

7. CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time Friday, 17th April instant.

8. BILLS OF LADING BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole upon this Bill.

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

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

“ An Act to amend the Laws relating to Bills of Lading.”

Question—put and passed.

Ordered, That Mr. Aspinall do carry the Bill to the Legislative Council, and inform the Council that the Assembly have agreed to the same without any amendment.

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

“ Evidence Law Amendment Bill—Third reading,” until Friday, 17th April instant.

“ Friendly Societies Bill—Second reading,” until Wednesday, 22nd April instant.

“ Juries Bill—To be further considered in Committee,” until Friday, 24th April instant.

“ Gold Fields Management Bill (2^o)—Second reading,” until Wednesday, 22nd April instant.

“ Electoral Act Amendment Bill—To be further considered in Committee,” until Tuesday, 21st April instant.

“ Customs Law Consolidation Bill—To be further considered in Committee,” until Friday, 17th April instant.

“ Estimates—To be further considered in Committee,” until Tuesday, 21st April instant.

“ Gold Fields Management Bill (3^o)—Second reading,” until Wednesday, 22nd April instant.

“ County Courts Bill—Second reading,” until Friday, 24th April instant.

“ Scab Bill—Second reading,” until Wednesday, 22nd April instant.

“ Audit Bill—Second reading,” until Wednesday, 29th April instant; and

“ Powers of Attorney Bill—To be further considered in Committee,” until Wednesday, 22nd April instant.

10. LAPSED ORDER OF THE DAY.—The following Order of the Day lapsed :—

“ Carriers' Regulation Bill—Second reading.”

11. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Lalor, the following Order of the Day was discharged from the Paper :—

“ Horse-stealing Prevention Bill—Second reading.”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 57.

THURSDAY, 16TH APRIL, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

Message No. 5.

HENRY BARKLY,
Governor.

The Governor, by the authority conferred upon him by the 36th clause of the Constitution Statute, returns to the Assembly for amendment the "*Bill to Abolish the Property Qualification required by Members of the Assembly,*" which has been presented for the Royal Assent.

The Governor calls the attention of the Assembly to the circumstance that in the first Clause of the aforesaid Bill where it purports to cite an extract from the Constitution Statute for the purpose of repealing the same, the words "or of the annual value of two hundred pounds sterling money," are obviously omitted from the extract, and he proposes for the consideration of the Assembly the amendment of the Act by inserting those words, in which amendment he trusts the Houses of Parliament will concur.

Government Offices,
Melbourne, April, 1857.

Ordered to be printed and taken into consideration to-morrow.
3. MINING ON PRIVATE PROPERTY BILL.—Mr. O'Shanassy having, pursuant to notice, moved for and obtained leave to bring in a Bill to provide for equitable mining on lands that have passed from the Crown, brought up a Bill, intituled, "*A Bill to provide for equitable Mining on Lands that have passed from the Crown,*" and moved that it be now read a first time.

Question—put and passed.—Bill read a first time, ordered to be printed and read a second time Thursday, 23rd April instant.

4. SELECT COMMITTEES.—Mr. O'Shanassy moved, pursuant to amended notice, that Mr. Horne and Mr. Duffy be added to the Committee on Standing Orders; that Mr. Horne be added to the Committee on the Ballaarat Riots; that Mr. Duffy be added to the Library Committee; that Mr. Foster, Mr. Duffy, and Mr. O'Shanassy be added to the Parliament Houses Committee; that Mr. Foster and Mr. O'Shanassy be added to the Penal Committee; that Mr. Duffy be added to the Lang and Drake Committee; that Mr. Foster, Mr. Duffy, Mr. Horne, and Mr. O'Shanassy be added to the Federal Union Committee; and that Mr. Horne be added to the Committee on Westward Harbors.

Debate ensued.

Question—put and passed.

5. WANT OF CONFIDENCE.—Mr. Fellows moved, pursuant to notice, "That" His Excellency's present advisers do not possess the confidence of this House, and that their remaining in office under such circumstances is at variance with the spirit of the Constitution.

Mr. Humfray moved as an amendment that all the words after the word "That" in the above motion be omitted, with a view to insert the words following, "the policy of the Ministry, as enunciated by the Chief Secretary, is wise and salutary; in accordance with the wishes of the people; and deserves the support of this House."

A question of privilege having been raised, that the Government Shorthand Writer was employed by the Government in reporting the speeches made in the debate upon the above motion by the several members of the Government—

Mr. Fellows moved, That the Reporter's Gallery be cleared of all reporters except those for the newspapers.

Debate ensued.

Question on the question of privilege, by leave, withdrawn.

Debate on the original motion and the amendment thereon ensued.

Mr. Hughes moved that the debate be adjourned until to-morrow.

Question—That this debate be adjourned until to-morrow—put and negatived.

Debate continued.

Mr. Brooke moved that this debate be now adjourned until Tuesday, 21st April instant, to take precedence of all other business on that day.

Question—put and passed.

6. CAPTAIN MECHOSK.—Mr. Blair moved, pursuant to notice, for a copy of the petition presented to the late Legislative Council by Captain Mechosk, on the 27th April, 1855.
Question—put and passed.
7. AID TO RELIGION.—Mr. Sargood moved, pursuant to notice, That the Returns moved for some time back respecting the appropriation of a sum of £50,000, be printed.
Question—put and passed.
8. BALLAARAT RIOTS, BENTLEY'S HOTEL.—Mr. Humffray moved, pursuant to *amended* notice, That the name of Mr. Hughes be added to the Committee on the "Ballaarat Riots, Bentley's Hotel," to fill up the vacancy arising from the resignation of Mr. Greeves.
Question—put and passed.
9. MELBOURNE PETITION.—Mr. Moore moved, pursuant to notice, That the petition presented by him on the 15th April instant, be referred to the Committee on Railways.
Question—put and passed.
10. ADJOURNMENT.—Mr. O'Shanassy moved, by leave of the Assembly, That the House, at its rising this day, do adjourn until Tuesday next, at four o'clock, and that the Business on the notice paper for to-morrow be carried over to that day.
Question—put and passed.
- Assembly adjourned at twenty-four minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 58.

TUESDAY, 21ST APRIL, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBER.—Mr. Speaker announced that he had received a return to the Writ he had issued for the election of a Member to serve for the Electoral District of the Ovens, by which it appeared that the Honorable John Dennistoun Wood, Esquire, was duly elected in pursuance of the said Writ.

John Dennistoun Wood, Esq., was then introduced, and, having taken the Oath and handed to the Clerk at the Table the following declaration, took his seat as Member for the said Electoral District.

“I, JOHN DENNISTOUN WOOD, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: All that piece or parcel of land situated in the parish of Prahran, in the county of Bourke, being part of portion number fifty-three of the said parish: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said land and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“J. DENNISTOUN WOOD.”

3. ADDRESS TO HIS EXCELLENCY SIR HENRY BARKLY.—Mr. O'Shanassy moved, by leave of the Assembly, That a committee, consisting of Mr. Haines, Mr. Ebden, Mr. Foster, and Mr. O'Shanassy, be appointed to prepare an Address of Condolence to His Excellency the Governor on the bereavement which has befallen him by the lamented death of Lady Barkly.

Question—put and passed.

4. POSTPONEMENT OF BUSINESS.—Mr. O'Shanassy, by leave of the Assembly, moved that all the business on the Notice Paper for to-day be postponed until to-morrow, and that it do stand for consideration in the same order as on the paper for to-day.

Question—put and passed.

5. THE HONORABLE THE SPEAKER OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES.—Mr. O'Shanassy moved, by leave of the Assembly, That a chair be provided on the floor of this House, as a mark of courtesy, for the accommodation of the Honorable the Speaker of the Legislative Assembly of New South Wales during his visit to this Colony.

Question—put and passed.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

—

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 59.

WEDNESDAY, 22ND APRIL, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. ADDRESS TO HIS EXCELLENCY SIR HENRY BARKLY.—Mr. O'Shanassy, as Chairman of the Select Committee appointed to prepare an Address of Condolence to His Excellency Sir Henry Barkly, brought up the following draft Address:—

To His Excellency Sir Henry Barkly, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY—

We, the Members of the House of Assembly, in Parliament assembled, beg to offer to you our heartfelt condolence on the occasion of your melancholy bereavement.

We tender to you our sincere sympathy, and trust that Almighty God will enable you to bear with resignation and fortitude your great and sudden loss; and will bless you and your family in this hour of deep affliction.

On the motion of Mr. O'Shanassy, the Address was read and adopted by the Assembly, and ordered to be presented to His Excellency Sir H. Barkly by Mr. Speaker.

3. PAPERS.—Mr. Wood presented—
 - Castlemaine County Court.—Return to an Order of the Assembly, dated 28th January last, for a copy of a Petition from the Municipal Council of Castlemaine, presented to His Excellency the Governor, praying for the more frequent sitting of the County Court.
 - Municipal Council, Castlemaine.—Return to an Order of the Assembly, dated 30th January last, for a copy of a Petition from the Municipal Council of Castlemaine, presented to His Excellency the Governor, relative to the proposed amalgamation of the offices of Resident Wardens and Stipendiary or Police Magistrates.
 - Insolvents.—Part Return to an Order of the Assembly, dated 28th January last, for a Return of Insolvents who have placed their estates and effects under sequestration in the Insolvent Court, for the general benefit of their creditors, from the 1st July, 1852, to the 31st December, 1856, specifying, in tabular form, the following:—
 - (1) The name of the assignee or assignees.
 - (2) The name of the insolvent or insolvents.
 - (3) The date of sequestration.
 - (4) The amount of liabilities.
 - (5) The value of the assets, under the various heads, as filed by the insolvents.
 - (6) The sale of the assets under these heads, stating how much was sold for cash and how much on credit.
 - (7) The amounts realised from these sales.
 - (8) The amounts charged and paid to assignees and others.
 - (9) The amounts divided among the creditors, and at what rate in the pound.
 - (10) The assets still unrealised.
 - (11) The banks the moneys have been deposited in.
 - (12) The amounts lying to the credit of each estate, and what arrangements, if any, have been made to secure the greatest amount of interest that can be derived from such a source for money which cannot be distributed immediately.

County Courts—Bourke and Grant.—Return to an Address of the Legislative Council of Victoria, dated the 19th February, 1856, for a return of cases in the jurisdiction above £10, in which judgment has been recovered in the County Courts of Bourke and Grant respectively, shewing the amount recovered and the taxed costs allowed in each case, and specifying the amount paid to counsel when retained, and the number of cases in which counsel were retained, and the amount paid to witnesses in each case.

Prothonotary of the Supreme Court.—Copy of correspondence between the Government and the Prothonotary of the Supreme Court, on the subject of that gentleman having absented himself from the Colony without leave, and also a statement of the terms upon which he has been allowed to resume the duties of his office.

Insolvency.—Return to an Order of the Legislative Assembly, dated 12th February last, for—

A list of all cases of insolvency within the jurisdiction of the Geelong Insolvent Court.

Severally ordered to lie on the Table.

Mr. O'Shanassy presented, pursuant to Act of Council, 18 Victoria No. 37—

Maldon, } Local Court Regulations.
Dunolly, }

Severally ordered to be printed.

Mr. O'Shanassy also presented—

Imported Live Stock.—Return to an Order of the Assembly, dated 3rd March, 1857, for a copy of all correspondence between the Government and others, relative to the importation by land of live stock, since the passing of the Act for the registration thereof.

Leaves of Absence.—Return to an Order of the Assembly, dated 3rd March last, for a Return of those persons in the Civil Service who have been absent on leave from their duties during the period from 1st January, 1856, to this date, the cause of such leave of absence, by whom such leave was granted, and also by whom the duties of these persons were performed during such period of absence, together with the allowance, if any, during such leave.

Captain Mechosk.—Return to an Order of the Assembly, dated 16th April instant, for a copy of the Petition presented to the late Legislative Council by Captain Mechosk, on the 27th April, 1855.

Severally ordered to lie on the Table.

Mr. Horne presented—

Railway Department.—Return to an Order of the Assembly, dated 27th February last, for a Return of the persons employed in the Railway Department from the commencement of the Railway Surveys; the length of service of such persons, their salaries in detail, and the gross amount paid to 31st December, 1856. Also, a Return of the persons at present employed, with their salaries, and an estimate in detail for the present year, 1857, of the proposed salaries, and establishment charges generally in this department.

Ordered to lie on the Table.

4. PETITION.—Mr. McDougall presented a Petition from John Snowball, of Lincoln Square, Melbourne, praying the Assembly would take such measures of adjustment as would at once release him from his present unhappy position, and so arrest the evil influence of his long-continued uncertainty.
Petition received.

5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of "The Electoral Act of 1856," Mr. Speaker laid upon the Table the following Warrant appointing two Members of the Committee of Elections and Qualifications in the room of Charles Gavan Duffy, Esq., and George Samuel Wegg Horne, Esq.:—

VICTORIA.

Pursuant to the provisions of "The Electoral Act of 1856," I do hereby appoint Thomas Howard Fellows, Esq., George Samuel Wegg Horne, Esq., to be Members of the Committee called "The Committee of Elections and Qualifications."

Given under my hand this twenty-second day of April, 1857.

(Signed)

FRAN^s. MURPHY,

Speaker.

6. PETITIONS.—Mr. Johnson presented a Petition from certain inhabitants of the town of Kyneton, praying that the subject matter of the Petition be taken into serious consideration by the Assembly, and that it be decided that the line of railway to the Murray River might pass in the closest proximity to Kyneton, and that a station should be there erected.
Petition received.

Mr. Goodman presented a Petition from certain gentlemen, merchants, farmers, tradesmen and others, residing in the town and neighbourhood of Kilmore, praying the Assembly to assent to the resolution introduced by Mr. Fellows, and to declare that the Assembly has no confidence in His Excellency's present advisers, and to take such other steps in the matter as to the wisdom of the Assembly might seem good.

Petition received.

7. WANT OF CONFIDENCE.—The Debate on Mr. Fellows's motion, "That" His Excellency's present advisers do not possess the confidence of this House, and that their remaining in office under such circumstances is at variance with the spirit of the Constitution;—and upon Mr. Humfray's amendment that all the words after the word "That" in the above motion be omitted, with a view to insert the words following, "the policy of the Ministry, as enunciated by the Chief Secretary, is wise and salutary; in accordance with the wishes of the people; and deserves the support of this House,"—resumed.

Mr. Hughes moved that the above motion be divided.

Debate ensued.

Mr. Hughes's motion withdrawn by leave of the Assembly.

Debate on the original motion and amendment continued.

Mr. Aspinall moved, by leave of the Assembly, that he have leave to present a Petition to the Assembly.

Question—put and passed.

Mr. Aspinall then presented a Petition from Peter Davis, styling himself Mayor of Melbourne and chairman of a public meeting of the citizens of Melbourne, praying the Assembly would reject the motion for the purpose of displacing the present ministers of the Crown, and allow the present advisers of the Crown a fair opportunity of placing their measures in detail before the country, and being judged of by the same.

Petition received.

Debate on the original motion and amendment further continued.

The Assembly having continued to sit till after twelve o'clock on Thursday morning,

THURSDAY, 23RD APRIL, 1857.

Mr. Grant moved, That the debate be now adjourned until four o'clock p.m. this day.

Debate ensued.

Question—that the debate be now adjourned until four o'clock p.m. this day—put.

Assembly divided.

Ayes, 18.

Mr. Aspinall,
Mr. Blair,
Mr. Brooke,
Mr. Foster,
Mr. Fyfe,
Mr. Grant,
Mr. Horne,
Mr. Hughes,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Syme,
Mr. Wood,
Mr. Humfray, } *Tellers.*
Mr. Snodgrass, }

Noes, 34.

Capt. Anderson,
Mr. Beaver,
Mr. Bennett,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebdon,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. McDougall,
Mr. Michie,
Mr. Moore,
Mr. Palmer,
Capt. Pasley,
Mr. Rutherford,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. Goodman, }

Debate on the original motion and amendment further continued.

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

Ayes, 34.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. Bennett,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Harker,
 Mr. Heales,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. McDougall,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Rutherford,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Smith, }

Noes, 19.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Wood,
 Mr. Humffray, } *Tellers.*
 Mr. Snodgrass, }

Question—That, His Excellency's present advisers do not possess the confidence of this House, and that their remaining in office under such circumstances is at variance with the spirit of the Constitution—put.

Assembly divided.

Ayes, 34.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. Bennett,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Harker,
 Mr. Heales,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. McDougall,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Rutherford,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Smith, }

Noes, 19.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Wood,
 Mr. Humffray, } *Tellers.*
 Mr. Snodgrass, }

8. **EVIDENCE LAW AMENDMENT BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Fellows, read a third time and *passed*.
Mr. Fellows then moved that the following be the title of the Bill :—
“ *An Act to consolidate and amend the Law of Evidence.*”
Question—put and passed.
Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council and desire their concurrence.
9. **CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Fellows, read a third time and *passed*.
Mr. Fellows then moved that the following be the title of the Bill :—
“ *An Act for the enforcement of Claims against the Crown.*”
Question—put and passed.
Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council and desire their concurrence.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Estimates—To be further considered in Committee,*” until Tuesday, 28th April instant.
“ *Electoral Act Amendment Bill—To be further considered in Committee,*”
“ *Governor's Message, No. 5.—To be taken into consideration,*” and
“ *Customs Law Consolidation Bill—To be further considered in Committee,*” until Thursday, 30th April instant.
“ *Gold Fields Management Bill (2^o)—Second reading,*” until to-morrow.
“ *Friendly Societies Bill—Second reading,*” until Tuesday, 28th April instant.
“ *Gold Fields Management Bill (3^o)—Second reading,*” until to-morrow ; and
“ *Scab Bill—Second reading,*” and
“ *Powers of Attorney Bill—To be further considered in Committee,*” until Thursday, 30th April instant.
11. **ADJOURNMENT.**—Mr. O'Shanassy, by leave of the Assembly, moved, That the House, at its rising, do adjourn until twelve o'clock to-morrow.
Question—put and passed.
Assembly adjourned at nineteen minutes past seven o'clock until twelve o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 60.

FRIDAY, 24TH APRIL, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The warrant appointing Thomas Howard Fellows, Esq., and George Samuel Wegg Horne, Esq., members of "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
3. PAPERS.—Mr. O'Shanassy presented, pursuant to Act of Council, 18 Victoria, No. 37—

Creswick, }
Beechworth, } Local Court Regulations.
Maldon, }

Severally ordered to be printed.

Mr. Duffy presented—

Geelong Roads.—Return to an Order of the Assembly, dated 27th February last, for a Return of the expense incurred by the Central Road Board in the formation of the main roads leading from the boundary of the municipality of Geelong to the boundary of the town of Geelong; a Report from the engineer in charge of the Geelong district as to the present state of such roads; the engineer's opinion of their probable state during the approaching winter, if not repaired; the cost of repairing such portions as have already been constructed by the Central Road Board; the cost of forming and metalling such portions of said roads as have not yet been constructed, so as to provide proper facilities for the farmers of the County of Grant carrying their produce to their market town of Geelong.

Richmond Tolls.—Return to an Order of the Assembly, dated 24th February last, for copies of all correspondence between the Municipal Council of Richmond and the Executive, with reference to Tolls in the municipality.

Melbourne and Hobson's Bay Railway Company.—Return to an Order of the Assembly, dated 24th February last, for copies of all correspondence between the Executive and the Directors of the Melbourne and Hobson's Bay Railway Company, and between the Emerald Hill Municipality and the Government, since the passing of the St. Kilda Railway Act, relative to the said line.

Geelong Roads.—Return to an Order of the Assembly, dated 25th February last, for—

- (1.) A Return of all correspondence between the Government or the Chairman of the Central Road Board and the Corporation of Geelong, in reference to the main lines of road within the town boundary of Geelong, and the extent of area contained within such boundary.
- (2.) A Return shewing the number of acres of land sold and un sold within the County of Grant; the proceeds of the sales of such lands, shewing the number of acres sold and unsold in the different parishes of the above county; also the amount of money advanced by Government towards the formation or making of roads within each parish respectively.
- (3.) A Return shewing the amount of money advanced by Government for the formation or repair of roads within the Corporation boundary of Melbourne, and the extent of area comprised therein.

Queenscliff Road.—Return to an Address of the Assembly, dated 26th February last, for a report of the state of the public road between the Toll-gate on the Queenscliff line and Main's public-house, with an estimate of the probable cost of making and repairing, before the coming winter, certain portions thereof respectively.

Tolls.—Return to an Order of the Assembly, dated 19th December, 1856, for—

- (1) A Return of the amount of tolls received by the Central Road Board in the whole, and in each year, to this date.
- (2.) A Return of the number and situation (with the relative distances on each line of road) of the toll-houses in Victoria, and the amount of revenue derived from each.
- (3.) A Return of the expenditure of the sums received from tolls, shewing the relative sums expended and received in each locality.

Steam Dredge.—Return to an Order of the Assembly, dated 24th February last, for the following returns :—

- (1.) The length of time that the Dredge has been at work in the River Yarra.
- (2.) The number of tons of silt removed.
- (3.) The distance on which the Dredge has been employed.
- (4.) The depth of water in the River Yarra before commencement of the operation, and present depth.
- (5.) The monthly expense of working the Dredge.

Severally ordered to lie on the Table.

4. MELBOURNE NEWSPAPERS.—Mr. Rutledge moved, pursuant to *amended* notice, That there be laid on the Table of this House Returns of all amounts paid by each department of the public service to newspapers, and for printing, since the separation of Port Phillip from New South Wales, specifying the amount paid to each paper in each month, and distinguishing the amounts and purposes of such payments, together with copies of all tenders for advertising electoral lists, and copies of all contracts entered into for such publication. Debate ensued.

Mr. Syme moved, as an amendment, That the following words be added at the end of the above motion, viz., “and that a return of the expenditure upon newspapers be published monthly in the *Gazette*.”

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

Mr. Ebden then moved, as a further amendment, That the following words be added at the end of the above motion, viz., “and a return of the total amount of expenditure of the Government Printing Department for each year.”

Question—That these words be added to the above motion—put and passed.

Question—That there be laid on the Table of this House Returns of all amounts paid by each department of the public service to newspapers, and for printing, since the separation of Port Phillip from New South Wales, specifying the amount paid to each paper in each month, and distinguishing the amounts and purposes of such payments, together with copies of all tenders for advertising electoral lists, and copies of all contracts entered into for such publication; and a Return of the total amount of expenditure of the Government Printing Department for each year—put and passed.

5. PAPERS —Mr. O'Shanassy presented—

Castlemaine Crown Lands.—Return to an Order of the Assembly, dated 13th February last, for a Return of—

- (1.) All lands sold and monies received for such lands in the district of Castlemaine.
- (2.) All monies received for licenses or other fees for any purpose in the said district.
- (3.) The amount expended within such district for public works; such return to be from 1851 to 1856 inclusive.

Macarthur Ward.—Return to an Order of the Assembly, dated 15th April instant, for the production of copies of the following documents having reference to the recent annexation of a portion of Macarthur Ward to the Municipal District of Emerald Hill :—

- (1.) Petition from Residents on the bank of the Yarra, praying annexation.
- (2.) Assent of Municipal Council of Emerald Hill.
- (3.) Correspondence (if any) between the Government and any person on behalf of the said Council in reference to the subject.
- (4.) Counter Petition from Inhabitants of Macarthur Ward,
- (5.) Counter Petition from the Mayor and City Council of Melbourne.
- (6.) Counter Petition from Residents on the bank of the Yarra.
- (7.) Letter from same explaining circumstances under which they were induced to sign the original petition.
- (8.) Copies of any minutes or reports made on any of these documents.
- (9.) Copies of any other communications between the Government and any other person or persons respecting the matter in question.

Severally ordered to lie on the Table.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 28th April instant :—

“*Juries Bill—To be further considered in Committee.*”

“*County Courts Bill—Second reading.*”

“*Gold Fields Management Bill (2^o)—Second reading.*”

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

“*Gold Fields Management Bill (3^o)—Second reading.*”

Assembly adjourned at twenty minutes past three o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 61.

TUESDAY, 28TH APRIL, 1857.

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

TUESDAY, 28TH APRIL, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair, appointing Thomas Howard Chairmen of "The Committee of Elections and Qualifications," was again laid upon the Table of the Assembly.

3. PAPERS.—Mr. Foster presented—

Government Banking.—Return to an order of the Assembly dated 24th February last, for—

- (1.) A Statement of the amount of the Monthly Cash Balances to the credit of the Government in the Banks of Victoria during the year 1856, shewing the amounts under separate heads in each Bank.
- (2.) A Statement of the amount of public moneys deposited in each year by the Government since 1st July, 1851, to 31st December, 1856, in the Banks of Victoria, shewing the amounts under separate heads lodged in each Bank.
- (3.) Copy of the conditions (if any) upon which the public funds have been deposited in the Banks of Victoria.
- (4.) A Statement of the amounts of the premium paid to or discount received from the various Banks by Government in each year, from 1st July, 1851, to 31st December, 1856.
- (5.) A Quarterly Statement of the amount of Government debentures held by the various Banks holding the public moneys on deposit.
- (6.) A Statement of the amount of money remitted from Victoria during the year 1856 through the Banks by the Government.

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

Railway Expenditure.—Return to an Address from the Assembly dated 24th February, for—

- (1.) Copies of any Minutes, Orders, or Instructions, purporting to be the authority under which the sum of £100,000 was remitted to England during the present session of Parliament.
- (2.) Copy of the letter or letters advising such remittance, and directing the disposal of the amount.
- (3.) Copies of any communications with, or opinions of the Law Officers, as to the power of the Executive to dispose of the public money without the authority of this House.
- (4.) Copies of the regulations or instructions intended to ensure the observance of the 55th clause of the New Constitution, as applicable to the department of the Treasurer, and all others having custody of or control over the Consolidated Revenue.

Severally ordered to lie on the Table.

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

Melbourne Suburbs, Water Supply.—Report on the Supply of Water to the Suburbs of the City of Melbourne, with Estimates of the probable Cost.

Ordered to be printed.

4. PETITION.—Mr. Sitwell presented a Petition from Thomas Comer and John McCrea, inhabitants of the Colony of Victoria, and natural born subjects of Queen Victoria, praying the Assembly would order that the monies deposited in the matters of the Loddon Election Petitions and the Talbot Election Petition would be immediately returned to the parties who lodged them.

Petition received.

5. ASSEMBLY MEMBERS QUALIFICATION BILL.—Mr. O'Shanassy moved, pursuant to notice, That a message be sent to the Legislative Council, requesting that the Bill for the abolition of the property qualification required by Members of the Assembly, may be returned to this House, in order to enable the House to take into consideration the message of His Excellency the Governor proposing an amendment in it.

Question—put and passed.

6. ESTIMATES.—The Order of the Day for the further consideration of the Supplementary Estimates for 1856, and of the Estimates for 1857, having been read—on the motion of Mr. Foster, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported the following resolutions:—

- (1.) That a sum not exceeding £100,000 be granted to Her Majesty to defray the Salaries which will fall due during the ensuing month.
- (2.) That a sum not exceeding £60,000 be granted to Her Majesty for the construction of the Public Works of the Colony during the ensuing month.
- (3.) Also £15,000 to defray *pro rata* the amounts proposed for charitable purposes on the 84th page of the Estimates.
- (4.) Also £2000 to defray expenses of Mining Commission and search for Coal.
- (5.) That no new office be created, and that all salaries be paid at the rates fixed for 1856, except where the same shall have been reduced.

The Assembly adopted the above resolutions, and ordered that the committee have leave to sit again on the Estimates, Tuesday, 26th May next.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 26th May next:—

“ Friendly Societies Bill—Second reading.”

“ Juries Bill—To be further considered in Committee.”

“ County Courts Bill—Second reading.”

“ Gold Fields Management Bill (2^o)—Second reading.”

“ Mining on Private Property Bill—Second reading.”

“ Gold Fields Management Bill (3^o)—Second reading.”

8. ADJOURNMENT.—Mr. O'Shanassy moved, That the Assembly do now adjourn until four o'clock on Tuesday, 26th May next.

Question—put and passed.

Assembly adjourned at five o'clock until four o'clock on Tuesday, 26th May, accordingly.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 62.

TUESDAY, 26TH MAY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. **ISSUE OF WRITS.**—Mr. Speaker announced that he had issued Writs for the election of Members to serve in the Assembly for the several Districts hereafter mentioned, viz. :—
 South Grant, in the place of W. C. Haines, Esq. ; Melbourne, in the place of Archibald Michie, Esq. , and David Moore, Esq. ; St Kilda, in the place of Thomas Howard Fellows, Esq. ; Brighton, in the place of Charles Hotson Ebden, Esq. ; Wimmera, in the place of James McCulloch, Esq. ; who had severally accepted places of profit under the Crown ; and that by the returns duly endorsed on such Writs respectively, it appeared that the following gentlemen had been returned for the undermentioned Districts, viz. :—
 The Honorable William Clark Haines, for South Grant ;
 Archibald Michie, barrister, and } for Melbourne ;
 David Moore, merchant, }
 The Honorable Thomas Howard Fellows, for St. Kilda ;
 Charles Hotson Ebden, for Brighton ;
 James McCulloch, for Wimmera.
3. **NEW MEMBERS.**—William Clark Haines, Esq., Archibald Michie, Esq., Charles Hotson Ebden, Esq., David Moore, Esq., James McCulloch, Esq., and Thomas Howard Fellows, Esq., having presented themselves, and having severally taken the oath and handed to the Clerk at the Table the following declarations of their qualification, took their seats as Members of the Legislative Assembly :—

“ I, WILLIAM CLARK HAINES, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Barrabool, in the county or reputed county of Grant, the descriptions of which lands and tenements are as follow :
 Sec. 18, parish of Barrabool, containing 640 acres, more or less ; sec. 19, same parish, 489 acres, more or less : And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ WILLIAM C. HAINES.”

“ I, ARCHIBALD MICHIE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow :
 A dwelling-house, messuage and premises in Church-street, Richmond, at present in the occupation of Dr. Wilson : And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ ARCH. MICHIE.”

“ I, CHARLES HOTSON EBDEN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow :
 House occupied by myself on the south side of Collins-street east : And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

“ C. H. EBDEN.”

"I, DAVID MOORE, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situated in the parish of Jika Jika, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: All that piece or parcel of land, containing by estimation forty-five acres, or thereabouts, being portion of country section one hundred and thirty-two, in the parish of Jika Jika, County of Bourke, and Colony of Victoria, which said piece of land is enclosed by a fence, and bounded on the north by the portion of section No. one hundred and thirty-five, late the property of Henry Edward Michel, Esq.; on the east by the Merri Creek; on the south by a private road thirty-three feet wide, dividing it from the other moiety of said section No. one hundred and thirty-two; and on the west by other portion of the said section, formerly the property of Henry Bebb Morris, Esq., and abutting upon the Sydney road; together with the messuage or tenement erected and built thereon or upon some part thereof, with the out-buildings thereto belonging: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"DAVID MOORE."

"I, JAMES McCULLOCH, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the freehold value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow:—Portions 172 B and 173 B, ten acres twenty-four perches; also in the city of Melbourne, county of Bourke, portion of allotment 19, section 15, being 150 feet frontage to King-street, and 112 feet to Little Collins-street, with buildings thereon: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"JAMES McCULLOCH."

"I, THOMAS HOWARD FELLOWS, do declare and testify that I am duly seised at law of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the annual value of two hundred pounds sterling money above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of South Melbourne, in the county of Bourke, the descriptions of which lands and tenements are as follow: A dwelling-house, garden, and out-buildings, on the western side of the Punt road, at Mona Hill, in the said parish: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"THO. HOWARD FELLOWS."

John Quarterman, Esq., was then introduced, and having taken the Oath and handed to the Clerk at the Table the declaration of his qualification, took his seat as Member for the Electoral District of Wimmera.

"I, JOHN QUARTERMAN, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of three thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Seventeen acres of land, being part of portion number 19: And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

"J. QUARTERMAN."

4. PETITIONS.—Mr. Hughes presented a Petition from certain licensed publicans of the Portland Bay District, praying that the Assembly would not consent to any measure that might have the effect of rendering the publicans of Victoria liable to the payment of any greater license fee than that paid by the spirit merchants within the Colony.

Petition received.

Mr. Harker presented a Memorial from James Forrester Sullivan, styling himself President of the Sandhurst Chamber of Commerce, and James Jamieson, styling himself Secretary, praying the Assembly would take into consideration the absolute necessity of immediately proceeding with the construction of the Trunk Line of Railway from Melbourne to the Murray River, and commence at Sandhurst simultaneously with the other portions of the line.

Memorial received.

5. MESSAGE.—The following Message from His Excellency the Governor received and read :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

My grateful acknowledgments are due to your Honorable House for the Address of Condolence agreed to on the occasion of the recent melancholy bereavement which I sustained in the death of Lady Barkly.

It is my anxious desire so to conduct myself whilst administering the Government of this Province as to ensure the continuance of the sympathy of its inhabitants in whatever trials God in His wisdom may have in store for me.

(Signed)

HENRY BARKLY.

Ordered to be printed.

6. CROWN LANDS BILL.—Mr. Moore, in pursuance of the resolution of this House, brought in a Bill, intituled, "*A Bill to regulate the sale and occupation of Crown Lands,*" and moved that it be now read a first time.

Question—put and passed.—Bill read a first time, ordered to be printed and read a second time Wednesday, 3rd day of June next.

7. PAPERS.—Mr. Haines presented, pursuant to Act of Council 18 Victoria No. 37—

Hepburn,
Creswick,
Mount Blackwood, } Local Court Regulations.

Severally ordered to be printed.

Mr. Haines presented, by command of His Excellency the Governor—
Central Board of Health.—Second Annual Report.

Ordered to lie on the Table.

8. LAPSED BUSINESS.—Mr. Fellows, by leave of the Assembly, moved, That the several Motions and Orders of the Day lapsed by the adjournment of the House, on the 28th April last, be restored to the Notice Paper for to-morrow.

Question—put and passed.

9. PARLIAMENTARY REFORM.—Dr. Evans moved, pursuant to notice, That no administration will deserve the confidence of this House that is not prepared to introduce a Bill, and to carry it through without delay, for effecting a reform in the Constitution of the Parliament of this Colony; such reform to provide for a revision of the electoral districts "on the basis of population and industry," an increase in the number of representatives, the shortening of the duration of parliaments, and a simplification of the manner of taking the ballot and making the registration of electors.

Debate ensued.

Mr. Snodgrass moved, as an amendment, That the words "on the basis of population and industry" be omitted from the above question.

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

Ayes, 18.

Mr. Aspinall,
Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Foster,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
*Mr. McDougall,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Syme,
Mr. Brooke, } Tellers.
Mr. Wood, }

Noes, 29.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebdon,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
*Mr. McDougall,
Mr. Michie,
Mr. Palmer,
Capt. Pasley,
Mr. Quarterman,
Mr. Rutherford,
Mr. Sargood,
Mr. Service,
Mr. Smith,
Mr. Ware,
Mr. Moore, } Tellers.
Mr. Snodgrass, }

* Sic in orig.

Question—That no administration will deserve the confidence of this House that is not prepared to introduce a Bill, and to carry it through without delay, for effecting a reform in the Constitution of the Parliament of this Colony; such reform to provide for a revision of the electoral districts, an increase in the number of representatives, the shortening of the duration of parliaments, and a simplification of the manner of taking the ballot and making the registration of electors—put and passed.

10. RAILWAY COMMITTEE.—Captain Clarke, pursuant to *amended* notice, moved that the following gentlemen be appointed to the Railway Committee, viz.: Mr. Haines, Mr. O'Shanassy, Mr. Michie, Mr. Moore, Mr. McCulloch, Mr. Goodman, Mr. Horne, Mr. Gavan Duffy, Mr. Palmer, and Mr. Humffray.

Question—put and passed.

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

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

“*Friendly Societies Bill—Second reading,*” until Tuesday, 2nd June next.

“*Juries Bill—To be further considered in Committee,*” and

“*County Courts Bill—Second reading,*” until Thursday, 4th June next.

“*Gold Fields Management Bill (2^o)—Second reading,*” until Wednesday, 3rd June next.

“*Mining on Private Property Bill—Second reading,*” until Tuesday, 2nd June next, and

“*Gold Fields Management Bill (3^o)—Second reading,*” until Wednesday, 3rd June next.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 63.

WEDNESDAY, 27TH MAY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of "*The Electoral Act of 1856*," Mr. Speaker laid upon the Table the following Warrant appointing two members of the Committee of Elections and Qualifications in the room of Archibald Michie, Esq., and Thomas Howard Fellows, Esq.:—

VICTORIA.

Pursuant to the provisions of "*The Electoral Act of 1856*," I do hereby appoint Thomas Howard Fellows, Esq., Charles Gavan Duffy, Esq., to be members of a Committee to be called "*The Committee of Elections and Qualifications*."

Given under my hand this 27th May, 1857.

(Signed) FRAN^s. MURPHY,
Speaker.

George Samuel Wegg Horne, Esq., a member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.

3. PETITION.—Mr. Palmer presented a Petition from certain Licensed Victuallers resident in the District of Castlemaine, praying the Assembly would be pleased to sanction such regulations for the relief of the Petitioners as set forth in the Petition, or such other measures for better regulating the sale of exciseable Liquors, as to the Assembly might seem meet.
Petition received.
4. PAPERS.—Mr. Moore presented, by command of His Excellency the Governor—
Meteorological Report.—Second Meteorological Report, with Diagrams of Barometric Pressure, &c.
Ordered to lie on the Table.
Mr. Ebdon presented—
Revenues Return.—Return to an Order of the Assembly, dated 18th December, 1856, for a Return, showing the amount of Revenue received in the Colony up to the 31st December in each year (including 1856) since separation, distinguishing the following heads:—
 - (1.) Customs (exclusive of the Export Duty on Gold).
 - (2.) Export Duty on Gold.
 - (3.) All other Revenue from Gold mining.
 - (4.) Ports and Harbors.
 - (5.) Licenses.
 - (6.) Postage.
 - (7.) Proceeds of Debentures.
 - (8.) Land Revenue (gross amount).
 - (9.) All other Revenues.
 Showing also the balance in hand on the 1st July, 1851; the amount, if any, received from Sydney; and stating the total amount of receipts of all kinds, from the date of separation up to the 31st December, 1856.
Also, for a Return showing the Public Expenditure for the same periods as the above, distinguishing the following heads:—
 - (1.) The Houses of Legislature.
 - (2.) The Executive Departments, giving the cost of each department respectively.

- (3) The Customs (including the department of Trade and Customs).
- (4) Administration of Justice.
- (5) Police.
- (6) Gaols.
- (7) Gold Fields.
- (8) Stores and Transport.
- (9) Post Office.
- (10) Military and Naval.
- (11) Miscellaneous Services.
- (12) Grants in Aid.
- (13) Ports and Harbors.
- (14) Education.
- (15) Miscellaneous Departments.
- (16) Grants in Aid.
- (17) Public Works, distinguishing those of a temporary character.
- (18) Immigration.
- (19) Survey, Sale, and Management of Public Lands.
- (20) All other expenditure.

Stating also the total amount of expenditure of all kinds from the date of separation up to the 31st December, 1856, and showing the balance on hand or in bank at the latter date.

Also, a Return of the Government liabilities outstanding on 31st December, 1856.

Ordered to lie on the Table.

5. PETITION.—Mr. Blair presented a Petition from John Mechosk, gentleman, praying the Assembly to cause such enquiry to be made into the claims of the petitioner, as set forth in the petition, as to the Assembly might seem fit.
Petition received.
6. GOLD MINING ON PRIVATE LANDS BILL.—Mr. Haines having, pursuant to notice, moved for and obtained leave to bring in a Bill for Gold Mining on Private Lands, brought in a Bill, intituled, "*A Bill for Gold Mining on Private Lands,*" and moved that it be now read a first time.
Question—put and passed.
Bill read a first time, ordered to be printed, and read a second time Thursday, 4th June next.
7. OPIUM DUTIES.—Mr. McCulloch moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the propriety of adopting the following resolutions:—
 - (1.) That it is expedient to levy a duty of Customs of ten shillings per pound on Opium imported into this country after the 26th May, 1857.
 - (2.) That a Bill be brought in for that purpose.
 Question—put and passed.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker having resumed the Chair, the Chairman reported that a point of order had arisen in the Committee, as to whether the above question could be introduced without a Message from the Crown—Mr. Speaker declared it to be his opinion that it would have been more regular if a Message had been sent, but on some occasions that consent had been given by a Minister of the Crown.
Mr. Speaker then left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of the above resolutions.
Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered that the report be received to-morrow.
8. CUSTOMS LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for further consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
9. AUDIT BILL.—Mr. Ebdon moved, That this Bill be now read a second time.
Debate ensued.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Ebdon, the Assembly ordered that the Bill be committed to a Committee of the whole Assembly.
On the further motion of Mr. Ebdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again Wednesday, 3rd June next.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
 - "*Electoral Act Amendment Bill*—To be further considered in Committee," until Thursday, 4th June next.
 - "*Governor's Message, No. 5*—To be taken into consideration," until Friday, 29th May instant.

11. MR. R. WOOLLEY.—Mr. Harker moved, pursuant to notice given by Mr. Horne, That all the evidence, papers and documents taken and produced at the investigation had before the Board appointed to examine and enquire into certain charges made against Richard Woolley, Secretary to the Railway Department, and the Report of the Board thereon, be without delay laid upon the Table of this House.
Question—put and passed.
12. RAILWAY CONTRACTS.—Mr. Harker moved, pursuant to notice given by Mr. Horne, That there be laid upon the Table of this House the following particulars relating to the Railway Contracts, commencing from the first contract to the present date :—
- (1.) Name of all contractors who have had contracts accepted.
 - (2.) The nature of the contracts accepted, and date
 - (3.) The amount of each contract and name of contractor, with names of sureties and amount for which they are liable.
 - (4.) The several contracts completed.
 - (5.) The contracts still progressing.
 - (6.) The contracts and names of contractors in which a failure has taken place in completion, stating how much of the contract has been completed, and amount paid contractor during progress of work, and what remains to be completed and probable cost of completion.
 - (7.) The time, naming the months and year, within which each contract was to be completed, specifying contract.
 - (8.) The reason why any contract has failed in being completed.
 - (9.) Specify each contract, with the amount payable to the contractor, wherein the failure has been on the side of the Government.
- Question—put and passed.
13. MELBOURNE AND MURRAY RIVER RAILWAY.—Mr. Harker moved, pursuant to notice, That the Memorial presented by him 26th May instant be referred to the Select Committee on Railways.
Question—put and passed.
14. GRANT TO EMERALD HILL.—Mr. McDougall, on behalf of Mr. Langlands, moved, pursuant to notice, That the Papers moved for on Wednesday, 15th April, respecting the Grant of a portion of City Property to Emerald Hill be printed.
Question—put and passed.
15. MR. JOHN SNOWBALL.—Mr. McDougall moved, pursuant to notice, That the Petition presented by him from Mr. John Snowball be printed.
Question—put and passed.
16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Scab Bill—Second reading,*” until Friday, 29th May instant, and
“ *Powers of Attorney Bill—to be further considered in Committee,*” until Friday, 5th June next.

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

THURSDAY, 28TH MAY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing Thomas Howard Fellows, Esq., and Charles Gavan Duffy, Esq., members of "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
3. SELECT COMMITTEES.—Mr. Haines moved, pursuant to *amended* notice, the appointment of the undermentioned gentlemen on the following Committees :—
 - (1.) Postal System.—Mr. Horne, Mr. Gavan Duffy, Mr. Palmer, and Mr. Heales.
 - (2.) Ballarat Riots—Bentley's Hotel.—Mr. Haines, Mr. Langlands, and Mr. Michie.
 - (3.) Coal.—Mr. Horne, Mr. Moore, Mr. O'Shanassy, and Mr. Sargood.
 - (4.) Penal Discipline.—Mr. Haines, Mr. D. S. Campbell, Mr. Michie, and Mr. Myles.
 - (5.) Lang and Drake.—Mr. Haines, Mr. Sitwell, and Mr. Harker.
 - (6.) Library Committee.—Mr. Michie and Mr. Haines.
 - (7.) Parliament Houses.—Mr. Moore, Mr. Ebden, Mr. Horne, and Mr. Goodman.
 - (8.) Printing Committee.—Mr. Haines, Mr. Wood, Mr. Adamson, Mr. O'Shanassy, Mr. Moore, and Mr. Horne.
 - (9.) Federal Union.—Mr. Moore, Mr. Michie, and Mr. McCulloch.
 - (10.) Standing Orders.—Mr. O'Shanassy, Mr. Ebden, Mr. McCulloch, and Mr. Foster.
 Question—put and passed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the other business on the paper for to-day :—
 - " *Customs Law Consolidation Bill.—To be further considered in Committee.*"
 - " *Juries Bill.—To be further considered in Committee.*"
 - " *County Courts Bill.—Second reading.*"
 - " *Opium Duties.—Resolutions to be reported.*"
5. POSTAL COMMUNICATION WITH GREAT BRITAIN.—Mr. Service moved, pursuant to *amended* notice, That an Address be presented to His Excellency, requesting him to call the attention of the Imperial Government to the lax and inefficient manner in which the arrangements for Steam Communication between Australia and the Mother Country are being carried out, and to express the decided opinion of this House, that the present service is not being conducted in a manner in any respect accordant with the liberal spirit evinced by the people and Parliaments of these Colonies; and that the following gentlemen be appointed a Committee to prepare such Address :—Mr. McCulloch, Mr. Sargood, Dr. Evans, and the Mover.
6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by Mr. Speaker :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill for the abolition of the Property Qualification required by Members of the Legislative Assembly.

(Signed) J. F. PALMER,

President.

Legislative Council Chamber,
28th May, 1857.

The Messenger then withdrew.
7. POSTAL COMMUNICATION WITH GREAT BRITAIN.—The debate on this subject resumed. Motion, by leave, withdrawn.

8. NATIONAL SCHOOLS.—Mr. Sargood moved, pursuant to notice, for a Return of all sums allotted by the Government during the present year for the maintenance of National Schools, and also for copies of correspondence during the same period between the Government and the National Board of Education having reference to the financial requirements of the said Board.
Debate ensued.
Question—put and passed.
9. GRANTS OF LAND FOR RELIGIOUS AND EDUCATIONAL PURPOSES.—Mr. Sargood moved, pursuant to *amended* notice, That, pending the settlement of the land question, this House deems it to be inexpedient to grant any further portion of the public lands either for religious or educational purposes, saving any promises that may now be in existence.
Question—put and passed.
10. CUSTOMS LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again Friday, 5th June next.
11. JURIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
12. COUNTY COURTS BILL.—Mr. Fellows moved that this Bill be now read a second time.
Question—put and passed.—Bill read a second time.
On the motion of Mr. Fellows, this Bill was ordered to be committed to a Committee of the whole Assembly.
On the further motion of Mr. Fellows, Mr Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again Friday, 5th June next.
13. OPIUM DUTY.—Mr. Aspinall reported from the Committee of the whole two resolutions, which were read as follow :—
(1.) That it is expedient to levy a duty of Customs of ten shillings per pound on Opium imported into this country after the 26th May, 1857.
(2.) That a Bill be brought in for that purpose.
The said resolutions were then agreed to.
Mr. McCulloch brought in a Bill, intituled "*A Bill for granting a Duty of Customs on Opium,*" and moved that it be now read a first time.
Question—put and passed.—Bill read a first time, ordered to be printed, and read a second time to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 65.

FRIDAY, 29TH MAY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing Thomas Howard Fellows, Esq., and Charles Gavan Duffy, Esq., members of "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly.
3. SANDRIDGE LAGOON.—Capt. Clarke moved, pursuant to notice, That there be laid on the Table of this House a copy of the correspondence which took place in 1853, between Alexander Cairns, Esq., and the Government, on that gentleman's application to lease the lagoon near Sandridge, together with the copies of any minutes or reports thereon.
Question—put and passed.
4. PUBLIC PARK LANDS.—Mr. Griffith moved, pursuant to an *amended* notice, That there be laid on the Table of this House a Return of all Public Lands within five miles of Melbourne Post Office reserved as parks or places of public recreation; shewing the area of each; under whose control or management it is placed; whether stock is depastured in it; if so, on what terms; or how otherwise used; and the revenue (if any) derived from such uses; the sums paid for such depasturing; the expenditure upon fencing since 1st January, 1854, shewing the price per rod of each fence.
Debate ensued.
Question—put and passed.
5. IMMIGRATION.—Mr. Foster was proceeding to move, pursuant to *amended* notice, That, in the opinion of this House, it would be detrimental to the public interest to transmit to England any money for the purposes of Immigration to this Colony during the present year, except such as may be requisite—
 - (1.) To meet the remittances which have been or shall be made by individuals in this Colony for that purpose, under the remittance regulations, to whom the public faith is pledged.
 - (2.) To provide sufficient funds for the free passage of five thousand single females—
 When a point of order was raised that the motion should be made in committee of the whole Assembly.
Debate ensued, and motion withdrawn by Mr. Foster.
6. DETENTION OF MAIL SHIPS.—Mr. Rutledge moved, pursuant to notice, That in the opinion of this House it is both inexpedient and injurious to the Public Service to detain the English Mail Ships in Hobson's Bay on their passage to and from Sydney to Great Britain longer than the few hours absolutely necessary for shipment and landing of passengers and mails—say, six hours on the homeward, and one hour on the outward passage, between sunrise and sunset.
Debate ensued.
Question—put and negatived.
7. ASSEMBLY MEMBERS QUALIFICATION BILL.—The Order of the Day for the consideration of His Excellency the Governor's Message, No. 5, having been read, on the motion of Mr. Gavan Duffy the Message was read by the Clerk.
On the motion of Mr. Gavan Duffy the House proceeded to take into consideration the amendment proposed by His Excellency the Governor, to be inserted in the 14th line of the "*Assembly Members Qualification Bill*," and the same was twice read as follows,—
"or of the annual value of two hundred pounds sterling money," and the said amendment was agreed to.
Ordered, That Mr. Aspinall do carry the Bill with the above amendment to the Legislative Council, and request their concurrence in the amendment proposed by His Excellency the Governor.
8. SCAB BILL.—Mr. Ware moved that this Bill be now read a second time.
Question—put and passed.—Bill read a second time, and ordered to be committed to a Committee of the whole House on Friday, 5th June next.

9. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 4th June next:—

“Juries Bill—To be further considered in Committee.”

10. **OPIUM DUTY BILL.**—Mr. McCulloch moved, That this Bill be “now” read a second “time.”

Mr. Harker moved, as an amendment, That the word “now” be omitted, and that the words “this day six months” be added after the word “time.”

Debate ensued.

Question—That the word “now” proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 20.

Mr. Adamson,
Mr. Aspinall,
Mr. Blair,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Embling,
Mr. Haines,
Mr. Heales,
Mr. Langlands,
Mr. Myles,
Mr. Palmer,
Chas. Read,
Mr. Rutherford,
Mr. Service,
Mr. Ware,
Mr. Wills,
Mr. Moore, } *Tellers.*
Mr. McCulloch, }

Noes, 5.

Dr. Evans,
Mr. Grant,
Mr. Hughes,
Mr. Harker, } *Tellers.*
Dr. Owens, }

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

On the motion of Mr. McCulloch the Assembly ordered that the Bill be committed to a Committee of the whole Assembly; and on the further motion of Mr. McCulloch Mr. Speaker left the chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman having reported the Bill with amendments, the Assembly adopted the same, and ordered the Bill to be read a third time Tuesday, 2nd June next.

Assembly adjourned at twenty-five minutes past two o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 66.

TUESDAY, 2ND JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of the Printing Committee; brought up the Seventh Report from the Committee, and moved that it be received and printed.
Question—put and passed.
3. PETITION.—Mr. Aspinall presented a Petition from William Jardine Smith, praying the Assembly would be pleased to take the statements set forth in the Petition into consideration, and pass such resolutions as would enable "*The Committee of Elections and Qualifications*" to report, without further delay, on the Petition presented on the ninth day of December last, from the petitioner, against the return of Robert Bennett, Esq., as Member for the Electoral District of East Bourke.
Petition received.
4. PAPERS.—Mr. Michie presented—
Insolvents.—Completion of a Return to an Order of the Assembly, dated 28th January last, for a Return of insolvents who have placed their estates and effects under sequestration in the Insolvent Court, for the general benefit of their creditors, from the 1st July, 1852, to the 31st December, 1856, specifying, in tabular form, the following:—
 - (1.) The name of the assignee or assignees.
 - (2.) The name of the insolvent or insolvents.
 - (3.) The date of sequestration.
 - (4.) The amount of liabilities.
 - (5.) The value of the assets, under the various heads, as filed by the insolvents.
 - (6.) The sale of the assets under these heads, stating how much was sold for cash and how much on credit.
 - (7.) The amounts realised from these sales.
 - (8.) The amounts charged and paid to assignees and others.
 - (9.) The amounts divided among the creditors, and at what rate in the pound.
 - (10.) The assets still unrealised.
 - (11.) The banks the monies have been deposited in.
 - (12.) The amounts lying to the credit of each estate, and what arrangements, if any, have been made to secure the greatest amount of interest that can be derived from such a source for money which cannot be distributed immediately.
 Ordered to lie on the Table.
5. PETITIONS.—Mr. Grant presented a Petition from certain Licensed Victuallers within the District of Sandhurst, praying for the reduction of the License Fee to an annual sum of £25, to take effect from 1st July, 1857, and praying also certain alterations in the Licensed Victuallers Act.
Petition received.
Mr. Bennett presented a Petition from certain Landholders and Householders resident at or near the Township of Woodstock, praying the Assembly to take the statements set forth in the Petition into consideration, and make such provision in regard thereto as to the Assembly might seem expedient.
Petition received.

6. LANG AND DRAKE'S COMMITTEE.—Mr. Gavan Duffy moved, That the name of Mr. Harker be discharged from, and the name of Charles Read added to, "Lang and Drake's" Committee.

Question—put and passed.

7. TRAMWAYS ON GOVERNMENT ROADS.—Mr. Lalor moved, pursuant to notice, That, in the opinion of this House, it is desirable that the Government should allow a company land off the present Government roads sufficient to form a tramway from Ballarat to Maryborough and Avoca, Dunolly and Fiery Creek.

Debate ensued.

Motion by leave withdrawn.

8. LIVE STOCK COMMITTEE.—Dr. Embling moved, pursuant to notice, That the Report of Committee on Importation of Live Stock be now adopted.

Motion by leave withdrawn.

9. STATE AID TO RELIGION.—Mr. Michie moved, pursuant to *amended* notice—

(1.) That it is expedient to abolish State Aid to Religion after the 31st day of December, 1859.

(2.) That a Bill for that purpose, and to alter its distribution till that period, be prepared and brought in.

Debate ensued.

The Assembly having continued to sit till after twelve o'clock on Wednesday morning—

WEDNESDAY, 3RD JUNE, 1857.

Debate further continued.

Question—(1) That it is expedient to abolish State Aid to Religion after the 31st day of December, 1859—put.

Assembly divided.

Ayes, 31.

Mr. Aspinall,
Mr. Beaver,
Mr. Bennett,
Mr. Blair,
Mr. Gavan Duffy,
Mr. Ebdon,
Dr. Embling,
Mr. Fellows,
Mr. Fyfe,
Mr. Grant,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. McDougall,
Mr. Michie,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Palmer,
Mr. Phelan,
Chas. Read,
Mr. Sargood,
Mr. Service,
Mr. Syme,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Moore, }

Noes, 23.

Mr. Adamson,
Capt. Anderson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Foster,
Mr. Goodman,
Mr. Griffith,
Mr. Henty,
Mr. Horne,
Mr. Hughes,
Mr. O'Brien,
Mr. Quarterman,
Mr. Rutherford,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Capt Pasley, } *Tellers.*
Mr. Snodgrass, }

Question—(2) That a Bill for that purpose, and to alter its distribution till that period, be prepared and brought in—put and passed.

10. SHORTENING OF PARLIAMENTS BILL.—Mr. O'Shanassy moved, pursuant to notice, That leave be given to bring in a Bill to shorten the duration of the Legislative Assembly, and to vacate the seats of Members absenting themselves from Victoria.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 18.
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Fyfe,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. McDougall,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Wood,
 Mr. Foster, } *Tellers.*
 Mr. Grant, }

Noes, 31.
 Mr. Adamson,
 Mr. Beaver,
 Mr. Bennett,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Mr. Quarterman,
 Mr. Rutherford,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Ware,
 Mr. Wills,
 Capt. Anderson, } *Tellers.*
 Capt. Pasley, }

11. LICENSING ACT AMENDMENT BILL.—Mr. Grant moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of introducing a Bill to amend the laws relating to the licensing and regulating of public houses, and to the retailing of fermented and spirituous liquors.

Debate ensued.

Motion by leave withdrawn.

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

“ *Estimates—To be further considered in Committee,*” until this day; and

“ *Friendly Societies Bill—Second reading,*” and

“ *Mining on Private Property Bill—Second reading,*” until Tuesday, 9th June instant.

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

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

“ *An Act for granting a Duty of Customs on Opium.*”

Question—put and passed.

Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

Assembly adjourned at eleven minutes to one o'clock until four o'clock this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 67.

WEDNESDAY, 3RD JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Lalor presented a Petition from the Members of the Municipal Council of the District of Ballarat, praying that a court of inquiry and investigation into all the circumstances connected with prison accommodation for such an important district as that might be forthwith authorised.
Petition received.
Mr. Lalor presented a Petition from Farquhar McDonald, carpenter and contractor, in the city of Melbourne, praying the House to appoint a Special Committee to inquire into the petitioner's case and report upon its merits, and thereupon make such recommendation and further order as to the House might seem meet and the circumstances of the case require.
Petition received.
3. PAPERS.—Mr. Ebdon presented—
Estimates.—Additional Supplementary Estimates of Expenditure for the service of the year 1856.
Amended Estimates of the Revenue and Expenditure of the Government of Victoria for the year 1857.
Ordered to be printed and referred to the Committee of Supply.
Mr. Moore presented, by command of His Excellency the Governor—
Crown Lands.—Return of all lands offered for sale and alienated from the Crown within the Colony of Victoria, from the 1st July to the 31st December, 1856, specifying that offered for sale, that withdrawn from sale, that for which no offer was made, that forfeited, that sold at auction, and that alienated by selection and under pre-emptive right.
Ordered to lie on the Table.
Mr. Moore also presented—
Artesian Wells.—Return to an Address of the Legislative Assembly, dated 28th January, 1857, for a Report by the Government Geological Surveyor upon the economical adaptability of the system of Artesian Wells to Victoria, and to furnish a particular enumeration of the localities, if any therein, in which by that system reasonable hope may be entertained of obtaining a plentiful supply of fresh water.
Ordered to lie on the Table.
Mr. Haines presented, pursuant to Act of Council, 18th Victoria No. 37—
Waranga }
Heathcote } Local Court Regulations.
Steiglitz }
Severally ordered to be printed.
Mr. Haines also presented—
National Schools.—Return to an Order of the Legislative Assembly, dated 28th May last, for a Return of all sums allotted by the Government during the present year for the maintenance of National Schools, and also for copies of correspondence during the same period between the Government and the National Board of Education, having reference to the financial requirements of the said Board.
Ordered to lie on the Table.

4. **PARLIAMENT HOUSES.**—Capt. Pasley, Chairman of the Select Committee on this subject, brought up a Progress Report from the Committee, and moved that it be received and read by the Clerk.
 Question—put and resolved in the affirmative.—Report read.
 On the motion of Capt. Pasley, the Report was ordered to be referred for consideration to the Committee of Supply.
5. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the several Notices of Motion on the paper for to-day :—
“ Estimates—To be further considered in Committee.”
“ Crown Lands Bill—Second reading.”
“ Gold Fields Management Bill (2^o)—Second reading.”
“ Audit Bill—To be further considered in Committee.”
6. **MEMBERS HOLDING OFFICES UNDER THE CROWN.**—Dr. Owens moved, pursuant to *amended* notice, That in the opinion of this House a large and undue proportion of its Members holding offices and receiving salaries or emolument during the pleasure of the Crown, is calculated to seriously endanger its independence, to thwart the wishes of the people, and to impede the free working of responsible Government.
 Debate ensued.
 Question—put and resolved in the affirmative.
7. **ESTIMATES.**—The Order of the Day for the further consideration in Committee of supply of the Estimates and Supplementary Estimates, having been read, Mr. Ebdon moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, and of the Estimates of Expenditure for the year 1857, and for the consideration of the Additional Supplementary Estimates of Expenditure for the year 1856, and the Amended Estimates for the year 1857.
 Question—put and resolved in the affirmative.
 Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman reported progress, and obtained leave to sit again to-morrow.
8. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 10th June instant :—
“ Crown Lands Bill—Second reading” (to take precedence of other business on that day).
“ Gold Fields Management Bill (2^o)—Second reading.”
“ Audit Bill—To be further considered in Committee.”
“ Gold Fields Management Bill (3^o)—Second reading.”
- Assembly adjourned at ten minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 68.

THURSDAY, 4TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Charles Gavan Duffy, Esq., a member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

Message, No. 7.

HENRY BARKLY,

Governor.

The Governor, in pursuance of the 57th section of the Constitution Act, recommends to the Legislative Assembly an appropriation of the Consolidated Revenue in accordance with the Amended Estimates of Expenditure for the year 1857, and the Additional Supplementary Estimates for the year 1856, laid upon the Table this day.

Government Offices,

Melbourne, 3rd June, 1857.

Ordered to be printed and taken into consideration with the Estimates.

4. PETITIONS.—Mr. D. S. Campbell presented a Petition from a majority of the Directors of the Melbourne and Hobson's Bay Railway Company, praying that any Standing Orders of this House which might exist in relation to the bringing in of Private Bills might be suspended, and that the petitioners might have leave to bring in such Bill as thereinbefore mentioned, on payment of the sum of £25 into the Treasury of the Colony, in accordance with the Standing Orders heretofore in force in the said Colony.
Petition received.
Mr. Snodgrass presented a Memorial from certain inhabitants of Seymour and its vicinity, requesting the House would see the necessity of at once erecting a sufficient lock-up, and establishing a police force at Seymour.
Memorial received.
Mr. Baragwanath presented a Petition from Henry Thomson, praying such amendments to be made in the Licensed Victuallers Act as may be necessary to prevent sly-grog selling.
Petition received.
5. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Mr. R. H. Andrews.—Correspondence respecting the retirement of R. H. Andrews from his appointment as Collector of Customs at Portland.
Ordered to lie on the Table.
Mr. Moore presented—
Mr. R. Woolley.—Return to an Order of the Assembly, dated 27th May, 1857, That all the evidence, papers and documents taken and produced at the investigation had before the Board appointed to examine and enquire into certain charges made against Richard Woolley, Secretary to the Railway Department, and the Report of the Board thereon, be without delay laid upon the Table of this House.
Ordered to lie on the Table, and be referred to the Railway Committee.

Railway Contracts.—Return to an Order of the Assembly, dated 27th May, 1857, That there be laid upon the Table of this House the following particulars relating to the Railway Contracts, commencing from the first contract to the present date:—

- (1.) Name of all contractors who have had contracts accepted.
- (2.) The nature of the contracts accepted, and date.
- (3.) The amount of each contract and name of contractor, with names of sureties and amount for which they are liable.
- (4.) The several contracts completed.
- (5.) The contracts still progressing.
- (6.) The contracts and names of contractors in which a failure has taken place in completion, stating how much of the contract has been completed, and amount paid contractor during progress of work, and what remains to be completed and probable cost of completion.
- (7.) The time, naming the months and year, within which each contract was to be completed, specifying contract.
- (8.) The reason why any contract has failed in being completed.
- (9.) Specify each contract, with the amount payable to the contractor, wherein the failure has been on the side of the Government.

Ordered to lie on the Table.

6. **STANDING ORDERS.**—Mr. Horne, on behalf of Mr. Speaker, brought up the report from the Standing Orders Committee, and moved that it be received and printed.

Question—put, and resolved in the affirmative.

7. **PAPERS.**—Mr. Haines presented Census for 1857.—Table showing the Population of the Census Districts, and also of the Electoral Districts of the Legislative Assembly.

Ordered to lie on the Table.

8. **ESTIMATES.**—The Order of the Day for the further consideration in Committee of supply of the Estimates and Supplementary Estimates, having been read, Mr. Ebdon moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, the Estimates of Expenditure for the year 1857, the Additional Supplementary Estimates of Expenditure for the year 1856, and the Amended Estimates for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported progress, and obtained leave to sit again Tuesday, 9th June instant.

9. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—Thomas Howard Fellows, Esq., a member of "*The Committee of Elections and Qualifications*," was, pursuant to "*The Electoral Act of 1856*," sworn by the Clerk at the Table of the Assembly.

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

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

"*Electoral Act Amendment Bill—To be further considered in Committee*," until Thursday, 11th June instant, and

"*Juries Bill—To be further considered in Committee*," until Friday, 12th June instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 69.

FRIDAY, 5TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up a report from the Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
3. POSTAGE ON NEWSPAPERS.—Mr. Hughes moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of the following question—That it is expedient to abolish the charge now made for the transmission of Newspapers by Post.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair.
4. PUBLIC LIBRARY.—Mr. O'Shanassy moved, pursuant to notice, That there be laid on the Table of the Assembly, a Return of the average weekly attendance of visitors for the past year to the Public Library of Melbourne, distinguishing the number attending in the morning and the evening.
Question—put and resolved in the affirmative.
5. LUNATICS IN GAOLS, &c.—Mr. Heales moved, pursuant to notice, That there be laid on the Table of the Assembly—
 - (1.) A Return of the number of Lunatics confined in the Gaols and other public buildings of the Colony of Victoria, on the 1st of June, 1857 (excepting the Yarra Bend Asylum), distinguishing the cause or causes of such lunacy, and the number of those whose friends are able to contribute to their support.
 - (2.) Also a Return from the Yarra Bend Asylum of the number of Patients whose friends are able to contribute to their support.
 Question—put and resolved in the affirmative.
6. MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY.—On the motion of Mr. D. S. Campbell, the Petition of the majority of the Directors of the Melbourne and Hobson's Bay Railway Company was read by the Clerk.
Mr. Campbell then moved, pursuant to *amended* notice, That the Standing Orders respecting Private Bills be suspended, and that leave be given to the Melbourne and Hobson's Bay Railway Company to bring in a Bill to enable the Melbourne and Hobson's Bay Railway Company to raise additional capital, and to extend the provisions of the Acts relating to the Company, and for conferring on the Company additional powers in relation to the undertaking, and for other purposes.
Question—put and resolved in the affirmative.
7. MRS. F. M. ISLES.—Mr. Grant moved, pursuant to notice, That a copy of the Petition of Mrs. Frances Mary Isles, recently presented to the Executive, be laid on the Table of this House.
Question—put and resolved in the affirmative.

8. MR. J. G. M. WIGLEY.—Mr. Humffray moved, pursuant to *amended* notice, That a Committee be appointed to enquire into the claim for compensation by John G. M. Wigley, Esq., attorney-at-law, as set forth in his Petition, presented to the House during the present sessions. The Committee to have power to take evidence and call for documents. The Committee to consist of Mr. Michie, Mr. Moore, Mr. O'Shanassy, Dr. Owens, Mr. Palmer, Dr. Evans, Mr. Harker, Mr. Hughes, and the Mover.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 14.
 Mr. Blair,
 Mr. Davis,
 Mr. Grant,
 Mr. Harker,
 Mr. Heales,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Rutherford,
 Mr. Ware,
 Mr. Humffray, } *Tellers.*
 Dr. Owens, }

Noes, 14.
 Mr. Adamson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Ebden,
 Mr. Foster,
 Mr. Goodman,
 Mr. Haines,
 Mr. Langlands,
 Mr. Palmer,
 Mr. Quarterman,
 Mr. Service,
 Mr. McCulloch, } *Tellers.*
 Mr. Moore, }

And the Tellers having declared the numbers for the Ayes and Noes to be respectively 14, or equal, Mr. Speaker gave his voice for the Ayes, to give opportunity for further investigation, and declared the question to have passed in the affirmative.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 12th June next:—

“ *Powers of Attorney Bill—To be further considered in Committee.*”
 “ *Customs Law Consolidation Bill—To be further considered in Committee.*”
 “ *County Courts Bill—To be further considered in Committee.*”
 “ *Scab Bill—To be committed.*”

Assembly adjourned at twenty-two minutes past three o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 70.

TUESDAY, 9TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Moore presented—
 - Mr. R. Woolley.—Supplementary Return to an Order of the Assembly, dated 27th May, 1857, That all the evidence, papers, and documents taken and produced at the investigation had before the Board appointed to examine and inquire into certain charges made against Richard Woolley, Secretary to the Railway Department, and the Report of the Board thereon, be without delay laid upon the Table of this House.
 - Railway Department.—Return to an Order of the Assembly, dated 27th February last, for a Return of persons employed in the Railway Department from the commencement of the Railway Surveys; the length of service of such persons, their salaries in detail, and the gross amount paid to 31st December, 1856. Also, a Return of persons at present employed, with their salaries, and an estimate in detail for the present year, 1857, of the proposed salaries, and establishment charges generally in this department.

Severally ordered to lie on the Table.
3. PETITION.—Mr. Langlands presented a Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, under the corporate seal of the said City, praying the House would be pleased to take the premises set forth in the Petition into consideration, and that the House would afford relief, by such means as to the House might seem most advisable, for obtaining the restoration of the original boundaries of Macarthur Ward, and for repealing the clauses of the Acts, 18 Victoria No. 15, and 18 Victoria No. 32, which sanction alteration of municipal limits without the intervention of the Legislature.

Petition received.

4. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the ninth Report from the Printing Committee, and moved that it be received and printed.

Question—put and resolved in the affirmative.

5. PETITION.—Mr. D. S. Campbell presented a Petition from certain Directors of a Joint Stock Insurance Company, carrying on business in the Colony of Victoria, under the style or title of "The Colonial Insurance Company," praying that any Standing Orders of this House which might exist in relation to the bringing in of Private Bills might be suspended, and that the Petitioners might have leave to bring in a Bill, to be entitled, an Act to enable the Shareholders of a Joint Stock Insurance Company, carrying on business in the Colony of Victoria under the style or title of "*The Colonial Insurance Company*," to sue and be sued in the name of the Managing Director for the time being of the Board of Directors for the said Company, and for other purposes, on payment of the sum of £25 into the Treasury of the Colony, in accordance with the Standing Orders heretofore in force in this Colony.

Petition received.

6. MR. JOHN SNOWBALL.—Mr. Heales moved, pursuant to *amended* notice, given by Mr. McDougall, That the Petition of John Snowball be referred to the following Committee:—Mr. Moore, Mr. Sargood, Mr. Langlands, Mr. Heales, Mr. Harker, Mr. Phelan, and the Mover.

Debate ensued.

Question—put and resolved in the affirmative.

7. IMPORTATION OF LIVE STOCK.—Dr. Embling moved, pursuant to *amended* notice, That the Report from the Select Committee on the importation of live stock, be now adopted.

Debate ensued.

Motion, by leave, withdrawn.

8. EAST BOURKE ELECTION.—Mr. Humfray, from the Select Committee upon Elections and Qualifications, to which was referred the Petition of William Jardine Smith, complaining of the return of Robert Bennett, Esquire, at the election for the electoral district of East Bourke, held in the month of October last, informed the House that the Committee had determined—

That Robert Bennett, Esquire, is not duly elected and is incapable of sitting as a member of the Legislative Assembly of Victoria.

That the election for the said electoral district of East Bourke held in the month of October last is, so far as the return of the said Robert Bennett, Esquire, is concerned, a void election.

Mr. Humfray, from the said Committee, further informed the House that the Committee had agreed to the following resolutions:—

(1.) That no case of bribery has been made out before the Committee against Robert Bennett, Esquire.

(2.) That Robert Bennett, Esquire, was by his agents, guilty of treating at the election for the electoral district of East Bourke, held in the month of October last.

(3.) That Robert Bennett, Esquire, was by himself guilty of treating at the election for the electoral district of East Bourke, held in the month of October last.

(4.) That this Committee recommend that the Honorable the Attorney General be directed to prosecute James Moody, a witness examined before this Committee, for wilful and corrupt perjury, committed by him in the evidence given by him before this Committee. Ordered that the Report do lie upon the Table.

9. HOURS OF MEETING ON FRIDAYS.—Mr. Blair moved, pursuant to notice, That so much of the Sessional Order of 26th November last, fixing twelve o'clock as the hour of meeting, and five o'clock as the hour of adjournment, on Fridays, be rescinded, and that the hour of meeting be the same on that day as for others.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 29.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. C. Campbell,
Capt. Clarke,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Grant,
Mr. Haines,
Mr. Harker,
Mr. Humfray,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Dr. Owens,
Capt. Pasley,
Mr. Quarterman,
Chas. Read,
Mr. Rutherford,
Mr. Service,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Wood,
Mr. Fyfe,
Mr. Goodman, } *Tellers.*

Noes, 22.

Mr. Adamson,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Griffith,
Mr. Heales,
Mr. Henty,
Mr. Hughes,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Palmer,
Mr. Phelan,
Mr. Sargood,
Mr. Sitwell,
Mr. Syme,
Capt. Anderson, } *Tellers.*
Mr. Snodgrass, }

And so it was resolved in the affirmative.

10. MELBOURNE AND HOBSON'S BAY RAILWAY BILL, 1857.—Mr. D. S. Campbell presented a Bill intituled "*A Bill to enable the Melbourne and Hobson's Bay Railway Company to raise additional capital, and to extend the provisions of the Acts relating to the Company, and for conferring on the Company additional powers in relation to the undertaking, and for other purposes,*" and of which the short title is the "*Melbourne and Hobson's Bay Railway Act, 1857,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time.

Mr. D. S. Campbell moved, pursuant to notice, That the said Bill be referred to a Select Committee, to consist of Mr. Fellows, Mr. McCulloch, Mr. Goodman, Mr. Palmer, Mr. Service, Mr. Heales, Capt. Clarke, and the Mover.

Debate ensued.

Motion, by leave, withdrawn.

11. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read, Mr. Foster moved, That it be an instruction to the Committee that no money should be remitted to England for the support of Immigration for the year 1857, "except" an amount sufficient to meet the deposits which have been or shall be made under the existing remittance system, and to provide for an adequate immigration of single females to be selected from each portion of the United Kingdom according to their population.

Debate ensued.

Mr. Syme moved, as an amendment, That all the words in the above motion after the word "except" be omitted with a view to insert in their place the words "an amount sufficient to liquidate the liabilities already incurred with the sanction of this House."

A point of order having been raised as to whether it was competent for the House to instruct the Committee of Supply as to the limits of the appropriation of funds for Immigration purposes—

Mr. Speaker said that it was solely the function of the Committee to deal with the appropriation of votes of money, and that the House could not alter or direct as to such appropriations until the report of the Committee was brought up for adoption.

Dr. Evans moved, That the House do now adjourn.

Debate ensued.

The Assembly having continued to sit till after twelve o'clock on Wednesday morning—

WEDNESDAY, 10TH JUNE, 1857.

Debate further continued.

Question—put.

Assembly divided.

Ayes, 28.
 Capt. Anderson,
 Mr. Aspinall,
 Mr. Davis,
 Mr. Ebdon,
 Dr. Evans,
 Mr. Fellows,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Griffith,
 Mr. Haines,
 Mr. Harker,
 Mr. Hughes,
 Mr. Humfray,
 Mr. Johnson,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Rutherford,
 Mr. Sargood,
 Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Moore, }
 Mr. Moore, } *Tellers.*

Noes, 17.
 Mr. Beaver,
 Mr. Blair,
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Foster,
 Mr. Heales,
 Mr. Lalor,
 Mr. Palmer,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Wood,
 Mr. Adamson, }
 Mr. Goodman, } *Tellers.*

And so it was resolved in the affirmative.

Assembly adjourned at twenty-seven minutes past twelve o'clock until four o'clock P.M. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 71.

WEDNESDAY, 10TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Moore presented, Crown Lands, part Return to an Order of the Legislative Assembly, dated 16th December, 1856, for—

(4.) The number of licenses for occupation of crown lands issued for other than pastoral or mining purposes, and the nature of such licenses; the number of licenses issued for pastoral purposes; acreable extent of each run; estimated grazing capacities of each run; amount of assessment now paid by each holder of run; amount as proposed to be charged by the beforementioned resolutions.

Ordered to lie on the Table.

3. DROPPED ORDERS.—Mr. Ebden moved, with leave of the Assembly, That the several Orders of the Day, which dropped by reason of the motion for adjournment being carried this day, be restored to the Notice Paper for to-morrow.

Question—put, and resolved in the affirmative.

4. PAPERS.—Mr. Haines presented, pursuant to Act of Council 18 Victoria, No. 37 :—
Buninyong—Local Court Regulations.

Ordered to be printed.

Mr. Haines also presented—

Post Office—Continuation of a Return to an Address of the Assembly, dated 5th February, 1857, for—

(1.) A Return shewing the names of all persons now employed in the Post Office department in Melbourne, the date of their joining the service in this Colony, and if they have at any time been discontinued, the dates of such discontinuation and of their re-appointment; shewing also the present office of each as well as the office filled by each during the year 1856, their salaries respectively for that year, and the proposed salary for 1857.

(2.) A Copy of any estimate or proposition made by the Postmaster General as to the establishment necessary for his department during the year 1857.

(3.) Similar Returns with reference to the Auditor General's department.

Sandridge Lagoon—Return to an Order of the Assembly dated 29th May, 1857, for a copy of the correspondence which took place in 1853, between Alexander Cairns, Esq., and the Government, on that gentleman's application to lease the lagoon near Sandridge, together with the copies of any minutes or reports thereon.

Severally ordered to lie on the table.

5. CROWN LANDS BILL.—Mr. Moore moved that this Bill be "now" read a second "time."

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

Debate ensued.

Question—that the word proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 30.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Dr. Embling,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Heales,

Noes, 19.

Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Fyfe,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,

Ayes—*continued.*

Mr. Henty,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. McDougall,
 Mr. Michie,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Moore, }

Noes—*continued.*

Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Rutherford,
 Mr. Syme,
 Mr. Snodgrass, } *Tellers.*
 Mr. Wood, }

Mr. Speaker was about to put the Question, That this Bill be now read a second time, when Mr. Gavan Duffy moved, That this House do now adjourn.

Debate ensued.

Question—That this House do now adjourn—put and negatived.

Mr. Gavan Duffy moved, That the Order of the Day, that this Bill be now read a second time, be discharged.

Debate ensued.

Mr. Horne moved, That the further debate on this subject be postponed until to-morrow, to take precedence of all other business.

Question—That the further debate on this subject be postponed until to-morrow, to take precedence of all other business—put and resolved in the affirmative.

6. EXPIRING LAWS CONTINUATION BILL.—Mr. Fellows having, pursuant to notice, moved for and obtained leave to bring in a Bill for the continuation of expiring Laws, brought in a Bill, intitled “*A Bill for the continuation of expiring Laws,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time.

Ordered to be printed and read a second time Friday, 12th June instant.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 17th June instant :—

“*Gold Fields Management Bill (2°)—Second reading.*”

“*Audit Bill—To be further considered in Committee.*”

8. MR. R. WOOLLEY.—Mr. Horne moved, pursuant to notice, That the papers and documents placed upon the Table of this House respecting the investigation into the conduct of Mr. Woolley, the Secretary to the Railway Department, be printed.

Question—put and resolved in the affirmative.

9. COLONIAL INSURANCE COMPANY BILL.—On the motion of Mr. D. S. Campbell, the Petition from the Directors of the Colonial Insurance Company was read by the Clerk.

Mr. D. S. Campbell then moved, That he have leave to bring in a Bill, intitled A Bill to enable the shareholders of a joint stock Insurance Company, carrying on business in the Colony of Victoria, under the style or title of the Colonial Insurance Company, to sue and be sued in the name of the managing Director for the time being of the Board of Directors of the said Company, and for other purposes.

Question—put and resolved in the affirmative.

10. MELBOURNE AND HOBSON'S RAILWAY BILL.—Mr. D. S. Campbell moved, pursuant to notice, That this Bill be now read a second time.

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

Mr. D. S. Campbell then moved, with leave of the Assembly, That the said Bill be referred to a Select Committee, to consist of Mr. Fellows, Mr. McCulloch, Mr. Goodman, Mr. Palmer, Mr. Service, Mr. Heales, Captain Clarke, Mr. Fyfe, Mr. Horne, Mr. Wood, and the Mover.

Question—put and resolved in the affirmative.

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

“*Gold Fields Management Bill (3°)—Second reading.*”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 72.

THURSDAY, 11TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
 - Immigration (in continuation of papers presented on the 12th February, 1857).—
Further Correspondence relative to Immigration.
 - Ordered to lie on the Table.
 - Watchhouses.—Continuation of a Return to an Order of the Legislative Assembly, dated 13th January, 1857, for—
 - (1.) A Return of all prisons, watchhouses, locks-up and places used for confinement of persons charged with offences before Courts of Petty Sessions.
 - (2.) The size of the cells or apartments in each prison, &c., in which the persons so charged are usually confined.
 - (3.) The number of persons confined on each day in each cell from the 1st January, 1856, to 1st January, 1857.
 - (4.) The offences of the persons so confined, and how and when disposed of.
 - (5.) All correspondence between the local authorities with the officers of the Government relative to the insufficient accommodation of any of the above prisons.
 - Public Library.—Return to an Order of the Legislative Assembly, dated 5th June instant, for a Return of the average weekly attendance of visitors for the past year to the Public Library of Melbourne, distinguishing the number attending in the morning and the evening.
 - Mrs. F. M. Isles.—Return to an Order of the Legislative Assembly, dated 5th June instant, that a copy of the Petition of Mrs. Frances Mary Isles, recently presented to the Executive, be laid on the Table of this House.
 - Ordered to lie on the Table.
 - Mr. Haines also presented, pursuant to 18 Victoria No. 37—

Mount Egerton	}	Local Court Regulations.
Castlemaine		
Avoca		
 - Severally ordered to be printed.
 - Mr. Haines also presented, pursuant to 18 Victoria No. 39—
 - Chinese.—Supplementary Regulation for the Chinese on the Gold Fields.
 - Ordered to be printed.
3. PETITION.—Mr. Langlands presented a Petition from certain persons styling themselves Subscribers to a Joint-Stock Company to be established and formed for the purpose of carrying on the business of Fire and Life Insurance in the Colony of Victoria, under the title of "The Australasian Fire and Life Insurance Company," praying that any Standing Orders of this House which may exist in relation to the bringing in of Private Bills might be suspended, and that the Petitioners might have leave to bring in a Bill to incorporate the Shareholders of the Australasian Fire and Life Insurance Company, and for other purposes, on payment of the sum of £25 into the Treasury of the Colony in accordance with the Standing Orders heretofore in force in this Colony.
Petition received.
4. COLONIAL INSURANCE COMPANY BILL.—Mr. D. S. Campbell brought up, pursuant to resolution of the Assembly, a Bill, intituled "*A Bill to enable the Shareholders of a certain Joint-Stock Insurance Company carrying on business in the Colony of Victoria under the style or title of 'The Colonial Insurance Company,' to sue and be sued in the name of the Managing Director for the time being of the said Company, and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time, and ordered to be read a second time on Tuesday, 16th June instant.

5. PAPER.—Mr. McCulloch presented—
 Customs.—Statements shewing the particulars of all appointments to the offices of Landing Waiter and Locker, from the 1st January, 1854, to the 31st December, 1856, and the reductions from the grades of Landing Waiter and Locker during the period from the 1st January, 1854, to 31st December, 1856.
 Ordered to lie on the Table.
6. PETITION.—Mr. Syme presented a Petition from certain inhabitants of Victoria, in opposition to the Crown Lands Bill now before the House.
 Petition received.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the next Notice of Motion :—
*“ Discharge of Order of the Day for second reading of the Crown Lands Bill—
 “ Resumption of Debate.”*
8. PUBLICANS' LICENSE FEE.—Mr. Ebdon moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of the following resolutions :—
 (1.) That there be paid on the license of every publican commencing on and after the 1st July, 1857, a fee at the rate of £25 per annum.
 (2.) That a Bill be brought in to carry out the above resolution.
 Question—put and resolved in the affirmative.
 Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to several resolutions.
 Ordered that the Report be received to-morrow.
9. CROWN LANDS BILL.—The debate on the question, That this Bill be now read a second time, and the further question, That the Order of the Day that this Bill be now read a second time be discharged—resumed.
 Mr. O'Brien moved, That the debate be now adjourned.
 Question—put and negatived.
 Debate continued.
 Mr. Sargood moved That the further debate on this subject be adjourned until Wednesday, 17th June instant.
 Question—put and resolved in the affirmative.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Gold Mining on Private Property Bill—Second reading,” and
“ Electoral Act Amendment Bill—To be further considered in Committee,” until Thursday, 18th June instant.
“ Estimates—To be further considered in Committee,” until Tuesday, 16th June instant; and
“ Mining on Private Property Bill—Second reading,” until Friday, 19th June instant.
- Assembly adjourned at nineteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 73.

FRIDAY, 12TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RAILWAYS.—Capt. Clarke, Chairman of the Committee, brought up the Progress Report, No. 4, from the Committee on Railways, and moved that it be received and the evidence printed.
Question—put and resolved in the affirmative.
Report ordered to lie on the Table, and evidence to be printed.
3. PUBLICANS' LICENSE FEE REDUCTION BILL.—Mr. Aspinall reported from the Committee of the whole, several resolutions, which were read as follow :—
 - (1.) That there be paid on the license of every publican commencing on and after the 1st of July, 1857, a fee at the rate of £25 per annum.
 - (2.) That a Bill be brought in to carry out the above resolution.
 The said resolutions were then read a second time and agreed to.
Mr. Ebden brought up a Bill, intituled "*A Bill to Reduce the Fee payable for certain Licenses,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time, ordered to be printed and read a second time this day.
Mr. Ebden moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.
Bill read a second time.
On the motion of Mr. Ebden, the Assembly ordered that the Bill be committed to a Committee of the whole Assembly; and, on the further motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman having reported the Bill without amendment, the Assembly adopted the same, and ordered the Bill to be read a third time Tuesday, 16th June instant.
4. STANDING ORDERS.—Mr. Horne moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of the Report from the Standing Orders Committee.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to several resolutions.
Ordered that the Report be received Tuesday, 16th June instant.
5. COLLINGWOOD MECHANICS' INSTITUTE.—Mr. Harker moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that the sum of One thousand pounds be placed on the Estimates as a grant in aid of the Collingwood Mechanics' Institute.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr Speaker resumed the Chair.
6. POST OFFICE MONEY ORDER SYSTEM.—Dr. Owens moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the following resolution :—That in consequence of the withdrawal from the Estimates of the sum placed thereon for the purposes of the Post Office Money Order System, an Address be presented to His Excellency the Governor, praying that he will cause to be again placed on the Estimates for 1857, the sum of Two thousand pounds, in order that the means of transmitting small sums of money may be brought into immediate operation throughout this Colony.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair, and Mr. Aspinall reported that the Committee had come to a resolution thereon.

Ordered that the Report be received on Tuesday, 16th June instant.

7. MR. F. McDONALD.—On the Motion of Mr. Lalor, the Petition from Mr. F. McDonald was read by the Clerk.

Mr. Lalor then moved, pursuant to notice, That a Select Committee be appointed to enquire into the case of Farquhar McDonald, as set forth by him in his petition. The names of Committee to be, Mr. Fellows, Dr. Embling, Dr. Owens, Mr. Heales, Mr. Wood, Mr. Read, and the Mover.

Debate ensued.

Question—put and resolved in the affirmative.

8. JAMES MOODY.—EAST BOURKE ELECTION.—Mr. Humffray moved, pursuant to notice, That the Crown Solicitor be instructed to prosecute James Moody, a witness examined before the "Committee of Elections and Qualifications," for wilful and corrupt perjury committed by him in evidence given by him before that Committee in the enquiry into the election of Mr. Bennett for East Bourke.

Question—put and resolved in the affirmative.

9. CONEWARRE ROADS.—Mr. Fyfe moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1857 the sum of One thousand pounds, to be expended as follows :—Five hundred pounds towards the maintenance of roads in the parish of Conewarre, in lieu of Five hundred pounds voted in 1856 ; Two hundred and seventy pounds towards the completion of the contract entered into by the Road Board to make the road and culvert at Armstrong's Creek ; Two hundred and thirty pounds to form and repair that portion of the Mount Duneed road at the junction of Richardson's fence and Austin's paddock.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair.

10. CAPTAIN JOHN MECHOSK.—Mr. Blair moved, pursuant to notice, That the Petition of John Mechosk, presented on the 28th May, be referred to a Select Committee consisting of Mr. Humffray, Mr. Rutherford, Mr. Grant, Dr. Evans, Dr. Embling, Mr. Michie, and the Mover, with power to take evidence and call for papers.

Question—put and resolved in the affirmative.

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

The Chairman reported progress, and obtained leave to sit again Friday, 19th June instant.

12. POWERS OF ATTORNEY BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 16th June instant.

13. CUSTOMS LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported the Bill with amendments.

On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Tuesday, 26th June instant

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 19th June instant :—

" County Courts Bill—To be further considered in Committee."

" Scab Bill—To be committed."

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

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

On the motion of Mr. Fellows, the Assembly ordered that this Bill be committed to a Committee of the whole Assembly ; and, on the further motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Tuesday, 16th June instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 74.

TUESDAY, 16TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Aspinall presented a petition from certain licensed victuallers and others residing in the township of Daylesford, Spring Creek, and other districts in and around the parish of Wombat, praying the House to reduce the annual license fee to the sum of £25 sterling per annum, and thus enable the proprietors of licensed houses to bear up against the unlimited and unlicensed competition to which they are continually subjected.
Petition received.
Mr. Heales presented a Petition from Robert Bennett, lately a member of the Assembly, praying the House would cause enquiry to be made into the acts and proceedings of the Committee of Elections and Qualifications, and should it be thereupon found that the said Committee has acted illegally and without due authority towards the Petitioner, that the House would protect the Petitioner from injustice.
Petition received.
Mr. Smith presented a Petition from certain licensed watermen of Sandridge praying the House would take their case, as set forth in the Petition, into consideration, and order with reference thereto that the Railway Pier at Sandridge should be free to all licensed watermen who shall conform to the rules and regulations framed by the municipal authorities, or otherwise, as to the House might seem fit.
Petition received.
Mr. Hughes presented a Petition from the Chairman and Councillors of the Municipal District of Portland, under the Corporate Seal of that Municipality, praying the House that in any Bill that might come under the consideration of this House for the regulation of Crown Lands within the Colony, a clause might be introduced for the purpose of redressing the grievance set forth in the Petition.
Petition received.
Mr. Smith presented a Petition from certain Directors of the City of Melbourne Gas and Coke Company praying the House would grant them leave to bring in a Bill to enable the City of Melbourne Gas and Coke Company to raise the sum of £150,000 by the issue of 30,000 shares of £5 each, in addition to their present capital, and for other purposes in connection therewith, and that such of the Standing Orders as relate to Private Bills, except as to the payment of the sum of £25, might be suspended.
Petition received.
Mr. McDougall presented a Petition from certain Landholders, Agriculturists and other Inhabitants of the Colony of Victoria, praying the House would not adopt the resolutions for the management of the Crown Lands submitted by the late administration, as the basis of the future Land system; and that as the permanent prosperity and full development of the resources of the Colony must depend to a very great extent on a satisfactory settlement of the Land question, that the House would discountenance any hasty legislation on the subject, and would not consent to any final decision of the question without a previous and full enquiry, with a view to its arrangement on an equitable basis.
Petition received.
On the motion of Mr. McDougall, the Petition was read by the Clerk.
3. SANDRIDGE WATERMEN.—Mr. Smith, by leave of the Assembly, moved, That the Petition presented by him this day from the Sandridge Waterman be referred to the Select Committee on the Melbourne and Hobson's Bay Railway Bill.
Question—put, and resolved in the affirmative.

4. INCREASE OF NUMBER OF MEMBERS OF ASSEMBLY.—Mr. Gavan Duffy moved, pursuant to notice—
- (1.) That it is essential to the full and fair representation of the people in Parliament that the number of Members in this House be increased to a hundred, and be distributed upon a more equitable basis.
 - (2.) That a Select Committee be appointed to consider and report upon the best mode of such distribution so as to secure an adequate representation to each class and interest in the community.
 - (3.) That such Committee shall consist of Mr. Haines, Mr. O'Shanassy, Mr. Michie, Mr. Ebden, Mr. Horne, Dr. Evans, Mr. Sitwell, Mr. Wood, Mr. Griffith, Mr. Syme, and the Mover.
- Debate ensued.
Motion, by leave, withdrawn.
5. TIMBOON ROAD.—Mr. Rutherford moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that the sum of £8000 be placed on the Estimates for the repair of the Main Road from the Barwon Bridge to Timboon, a distance of 55 miles.
- Debate ensued.
Question—put and negatived.
6. CROWN LANDS SOLD.—Mr. Humffray moved, pursuant to *amended* notice—
- (1.) For a Return of the total number of acres sold by the Government up to the present time, distinguishing the number and acreage of Town, Suburban, Country, and Special Lots, and stating the average price per acre of each division.
 - (2.) The total number of purchasers of the lands in each separate division, care being taken that the same purchaser be not numbered more than once, notwithstanding that he may have made more than one purchase.
- Motion, by leave, withdrawn.
7. BALLAARAT CHAMBER OF COMMERCE.—Mr. Humffray moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to lay on the Table of this House a Copy of the Memorial presented by Mr. Humffray to him on behalf of the Ballaarat Chamber of Commerce, relative to several matters in that District requiring the immediate attention of the Government.
- Question—put, and resolved in the affirmative.
8. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY.—Mr. Langlands moved, pursuant to *amended* notice, That he have leave to bring in a Bill, intituled "*A Bill to Incorporate the Shareholders of the Australian Fire and Life Insurance Company and for other purposes,*" on payment into the Treasury of the sum of £25.
- Question—put, and resolved in the affirmative.
9. ROADS IN GEELONG DISTRICT.—Mr. Wills moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider an Address to His Excellency the Governor, requesting His Excellency to direct the sum of £7802 sterling to be placed on the Supplementary Estimates for the current year, for the repair of certain portions of road in the Geelong district, in accordance with the reports of the Road Engineer, respectively bearing date the 22nd and 24th April ultimo.
- Debate ensued.
Question—put, and negatived.
10. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read, Mr. Ebden moved that Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and the Amended Estimates for the year 1857.
- Question—put, and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
- The Chairman reported that the Committee had come to certain resolutions.
Ordered—That the Report be received Thursday, 18th June instant.
Mr. Aspinall also acquainted the House that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will to-morrow again resolve itself into the said Committee.
11. COLONIAL INSURANCE COMPANY BILL.—Mr. D. S. Campbell moved that this Bill be now read a second time.
- Question—put, and resolved in the affirmative.
Bill read a second time.
- Mr. D. S. Campbell moved that the Bill be referred, for consideration and report, to a Select Committee consisting of the following gentlemen, viz.: Mr. Foster, Mr. Harker, Mr. Brooke, Mr. Smith, Mr. Adamson, Mr. Lalor, Mr. Goodman, Mr. Langlands, and the Mover, three to form a quorum.
- Question—put, and resolved in the affirmative.

- 12. LICENSE FEE REDUCTION BILL.—On the motion of Mr. Ebden, the Order of the Day for the third reading of this Bill was discharged.
 And, on the further motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill. The Chairman having reported that the Committee had agreed to the Bill with further amendments, the Assembly ordered the report to be brought up to-morrow.
- 13. POST OFFICE MONEY ORDERS.—Mr. Aspinall reported from the Committee of the whole a resolution, which was read as follows :—
 That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Estimates for 1858 the sum of Two thousand pounds, in order that the means of transmitting small sums of money may be brought into immediate operation throughout this Colony.
 And the same was read a second time, and agreed to.
- 14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, the 19th June, instant :—
“ Standing Orders—Resolutions in Committee—to be reported.”
“ Powers of Attorney Bill—Adoption of Report.”
- 15. EXPIRING LAWS CONTINUATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 The Speaker having reported the Bill without amendment, the Assembly adopted the same, and ordered the Bill to be read a third time to-morrow.
 Assembly adjourned at twenty-four minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 75.

WEDNESDAY, 17TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Fyfe presented a Petition from the Directors of the Geelong and Melbourne Railway Company, under the Corporate Seal of the said Company, praying that any Standing Orders of this House which might exist in relation to the bringing in of any Private Bill might be suspended, and that the petitioners might have leave to bring in a Bill to amend the Act authorising the construction of the Geelong and Melbourne Railway, and an Act amending the same Act and to empower the said Company to carry the said Railway across any highway, turnpike road, or private road of any description, on the level, and for further powers for the purposes aforesaid, on payment of the sum of £25 into the Treasury of the Colony, in accordance with the Standing Orders heretofore in force in this Colony.
Petition received.
Mr. Langlands presented a Petition from certain owners of property, citizens and residents in Macarthur Ward, praying the Assembly would take the statement set forth in the Petition into consideration, and would adopt such measures as might seem most fitting for remedying the wrong which has been inflicted upon that portion of the City of Melbourne by restoring the boundaries of Macarthur Ward to their original limits, and by so amending the existing law as to render municipal boundaries secure against invasion otherwise than by private local statute, in conformity with the principles of the British Constitution and the practice of the Parliament of the United Kingdom of Great Britain and Ireland.
Petition received.
Mr. Wills presented a Petition from John Middlemiss, styling himself Secretary of the Geelong and Western District Agricultural and Horticultural Society, praying that in any Land Bill which might receive the sanction of this House, a clause might be inserted to provide that any person purchasing not less than 100 acres of country land on a water, creek, or road frontage, might have the privilege of occupying another 100 acres at the rear of his purchased lot, at the yearly rental of from 8d. to 1s. per acre, according to the quality of the soil, with the option of purchasing the same at any period within the five years, at a price to be agreed upon on entering into occupation; and that land in townships might be sold in lots of from one to ten acres, with a right of commonage on a Government reserve for such purpose.
Petition received.
Mr. Colin Campbell presented a Petition from the Right Rev. the Bishop of Melbourne, styling himself President of the Assembly of the United Church of England and Ireland in Victoria, convened under the provision of the Act of Council, 18 Victoria, No. 45, praying the House to take the statements set forth in the Petition into consideration, and to take such steps to ameliorate the moral condition of the aborigines as might to the House seem meet.
Petition received.
3. PRINTING REPORT.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of the Printing Committee, brought up the Tenth Report from the Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
4. AUSTRALIAN INSURANCE COMPANY'S BILL.—Mr. Langlands brought up a Bill, intituled, "*A Bill to incorporate the Shareholders of 'The Australasian Fire and Life Insurance Company,' and for other purposes,*" and moved, That the Bill be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time, and ordered to be read a second time Tuesday, 30th June instant.
5. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor—
National Education.—Progress Report of the Commissioners of National Education for the Colony of Victoria, for the year 1856.
Ordered to lie on the Table.

Mr. Haines also presented—
Melbourne and Hobson's Bay Railway.—Receipts and Expenditure, up to 30th April, 1857.

Ordered to be printed.

Mr. Haines also presented, pursuant to Act of Council, 18 Victoria No. 37—
Fryer's Creek.—Local Court Regulations.

Ordered to be printed.

Mr. Haines also presented, pursuant to Act of Council, 18 Victoria No. 41—
Friendly Societies.—Return of Societies Registered during the year 1856.

Ordered to be printed.

6. PETITION.—Mr. Smith presented a Petition from certain Victorian Colonists, praying the House would not pass the Crown Lands Bill without introducing clauses to enable the intending husbandman to obtain land, in extent according to his ability to cultivate, at a fair and moderate valuation by arbitrators, on long credit (say 10 per cent. deposit, at the end of the third year 10 per cent., and at the end of the fourth, fifth, sixth, and seventh years 20 per cent.), on condition that he shall reside upon the location, and bring into cultivation yearly a reasonable proportion to be agreed on; the conveyance to be executed and registered on receipt of the deposit, and to be delivered to the purchaser on payment of the last instalment; and praying further, that the owners and occupiers of purchased land might in all cases be admitted as tenants of the Government, licensed to occupy for grazing purposes the "run" or unalienated waste land contiguous to their freeholds, in preference to any other person whatsoever; that no pastoral tenant be licensed to occupy as a run any greater quantity of land than one-third part more in extent than sufficient for the agistment of his present stock of sheep or cattle, according to the grazing capabilities of the location, fairly estimated by arbitrators of judgment and integrity; and that the vast area of pastoral land thus excluded from the possession of gentlemen who have been and still are in the authorised occupation of tens of millions of acres more than requisite for the agistment of their flocks and herds, might be forthwith thrown open to the whole public as smaller "Runs open to selection," on the terms and conditions applicable to the squatters in present occupation.

Petition received.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Two Messages from the Legislative Council by the Honorable John Hodgson.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Bills without any amendment:—

"A Bill intituled 'An Act to amend the Law relating to Drafts or Checks on
" ' Bankers.' "

"A Bill intituled 'An Act for granting a duty of Customs on Opium.' "

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Tuesday, 16th June, 1857.

MR. SPEAKER—

The Legislative Council transmit to the Legislative Assembly:—

"A Bill intituled 'An Act to facilitate Leases and Sales of Settled Estates in
" ' the Colony of Victoria.' "

To which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Tuesday, 16th June, 1857.

And then the Messenger withdrew.

8. PETITION.—Mr. Langlands presented a Petition from the Corporation of the City of Melbourne, under the Corporate Seal of the said city, praying the House to take the statements set forth in the Petition into consideration, and to adopt such measures in reference thereto as to the House might seem fit.

Petition received.

9. MELBOURNE GAS AND COKE COMPANY'S AMENDMENT BILL.—Mr. Smith moved, by leave of the Assembly, That he have leave to bring in a Bill to enable the City of Melbourne Gas and Coke Company to raise the sum of £150,000 by the issue of 30,000 shares of £5 each, and for other purposes.

Question—put and resolved in the affirmative.

Mr. Smith then brought up a Bill, intituled "A Bill to enable 'The City of Melbourne Gas and
" ' Coke Company' to raise the sum of One hundred and fifty thousand pounds, by the
" issue of thirty thousand shares of five pounds each, in addition to their present capital
" of One hundred thousand pounds, and for other purposes," and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time, and ordered to be read a second time Friday, 19th June instant.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the Notices of Motion on the Paper for to-day :—

“ *Crown Lands Bill*—*Second reading—resumption of debate.*”
 “ *Gold Fields Management Bill (2^o)*—*Second reading.*”
 “ *Audit Bill*—*To be further considered in Committee.*”
 “ *Estimates*—*To be further considered in Committee.*”
 “ *License Fee Reduction Bill*—*Adoption of report.*”
 “ *Expiring Laws Continuation Bill*—*Third reading.*”

11. **EAST BOURKE ELECTION.**—Mr. Heales moved, pursuant to notice, That the Petition of Robert Bennett, Esq., presented to this House on the 16th instant, be referred to a Select Committee, to consist of Mr. Fellows, Mr. Sitwell, Dr. Evans, Mr. Grant, Mr. D. S. Campbell, Mr. Fyfe, and the Mover, with instructions to enquire into the allegations contained in the said Petition, and to report as to the course proper to be taken in the matter, and that the Committee have power to take evidence and order the production of papers.

Debate ensued.

Petition read by the Clerk.

Minutes of “ The Elections and Qualifications Committee,” subsequent to the 24th February last, read by the Clerk.

Debate continued.

Question—put.

Assembly divided.

Ayes, 33.

Capt. Anderson,
 Mr. Aspinall,
 Mr. Baragwanath,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Goodman,
 Mr. Haines,
 Mr. Heales,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Dr. Owens,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Rutherford,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Wood,
 Mr. Fyfe,
 Mr. Moore, } *Tellers.*

Noes, 14.

Mr. Adamson,
 Mr. Blair,
 Mr. Brooke,
 Mr. Grant,
 Mr. Griffith,
 Mr. Horne,
 Mr. McDougall,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Hughes,
 Mr. Snodgrass, } *Tellers.*

And so it was resolved in the affirmative.

12. **CROWN LANDS BILL.**—Mr. McDougall moved, pursuant to notice, That the Petition from the landholders, agriculturists, and other inhabitants of Victoria, presented by him 16th instant, be printed.

Question—put and resolved in the affirmative.

13. **CROWN LANDS BILL.**—The debate on the question—That this Bill be now read a second time, and the further question—That the Order of the Day that this Bill be now read a second time be discharged—resumed.

14. **PETITION.**—Mr. Humffray moved, That he have leave now to present a Petition.

Question—put and resolved in the affirmative.

Mr. Humffray then presented a Petition from certain Victorian Colonists, inhabitants of the district of Ballarat, praying that before passing any Land Bill, the House would pass an Act to increase the number of its members, extend the electoral franchise, and equalise the

electoral districts; and that the Assembly should then be dissolved, and a new election appointed to take place, in order to secure that the voice of every class in the colony be fairly represented on a question involving their present rights and future prosperity.

Petition received, and read by Clerk.

The debate on the question—That this Bill be now read a second time, and the further question—That the Order of the Day that this Bill be now read a second time be discharged—further continued.

Mr. Wills moved, That the further debate on this subject be adjourned until to-morrow.

Question—put and resolved in the affirmative.

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

“ *Gold Fields Management Bill (2^o)—Second reading,*” and

“ *Audit Bill—To be further considered in Committee,*” until Wednesday, 24th June instant.

“ *Estimates—To be further considered in Committee,*” until to-morrow, and

“ *Gold Fields Management Bill (3^o)—Second reading,*” until Wednesday, 24th June instant.

16. LICENSE FEE REDUCTION BILL.—On the motion of Mr. Ebden, the Assembly adopted the Report from the Committee of the whole upon this Bill.

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

Mr. Ebden moved that the following be the Title of the Bill :—

“ *An Act to reduce the Fee payable for certain Licenses.*”

Question—put and resolved in the affirmative.

Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council, and request their concurrence.

17. EXPIRING LAWS CONTINUATION BILL.—Mr. Speaker reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ebden, read a third time and *passed*.

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

“ *An Act for the continuation of expiring Laws.*”

Question—put and resolved in the affirmative.

Ordered that Mr. Aspinall do carry the Bill to the Legislative Council, and request their concurrence.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 76.

THURSDAY, 18TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Dr. Evans presented a Petition from the Honorable Henry Miller, styling himself chairman of a public meeting of the inhabitants of Richmond, praying the House to give effect to certain resolutions set forth in the Petition, by throwing out the Crown Lands Bill.
Petition received.
Mr. Service presented a Petition from certain citizens of Melbourne, praying the Assembly to wrest the Market Lands from the management of the Corporation of Melbourne and invest it in a Board so constituted with a due regard to the interests of both consumers and producers as to the House might seem meet, and that the House will further, in the exercise of its constitutional rights as guardians of the interests of the community, urge upon the Government the appropriation of a sufficient extent of land at the junction of Swanston and Victoria streets as a central produce market.
Petition received.
Capt. Clarke presented a Memorial from Edward Hill, miner, praying the House would take his case as set forth in the Petition into consideration, and act as might be deemed right to this House.
Petition received.
3. R. BENNETT, ESQ.—Mr. Speaker laid before the Assembly a Protest he had received, signed "Robert Bennett," against the issue by him of the Writ for the Election of a Member to serve in the Assembly for the Electoral District of East Bourke, which Protest was read by the Clerk.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the several Notices of Motion:—
 - "Crown Lands Bill—Second reading—resumption of debate."
 - "Estimates—To be further considered in Committee."
 - "Gold Mining on Private Property Bill—Second reading."
 - "Electoral Act Amendment Bill—To be further considered in Committee."
 - "Estimates—Resolutions in Committee—To be reported."
5. EAST BOURKE ELECTION PETITION.—Mr. Harker moved, by leave of the Assembly, That the Minutes of Evidence and Proceedings of "*The Committee of Elections and Qualifications*," in the case of the Petition of William Jardine Smith against the return of Robert Bennett, Esq., for the Electoral District of East Bourke, be printed.
Question—put and resolved in the affirmative.
6. BENNETT'S COMMITTEE.—On the motion of Mr. Heales, by leave of the Assembly, the name of Mr. Fellows was discharged from this Committee and that of Mr. Aspinall inserted in lieu thereof.
7. FRIENDLY SOCIETIES BILL.—Mr. Heales moved, pursuant to notice, That the Bill to reduce the fees on registering Friendly Societies be read a second time on Friday next.
Question—put and resolved in the affirmative.
8. GEELONG AND MELBOURNE RAILWAY ACT AMENDMENT BILL.—Mr. Fyfe moved, pursuant to notice, That the prayer of the Petition presented by him from the Directors of the Geelong and Melbourne Railway Company be granted, and that leave be given to bring in a Bill in accordance therewith.
Question—put and resolved in the affirmative.

Mr. Fyfe then brought up a Bill, intituled "*A Bill to alter and amend certain Acts passed in the 16th and the 18th years of the reign of Her Majesty Queen Victoria, being an Act intituled 'An Act to incorporate a Company to be called the Geelong and Melbourne Railway Company,' and an Act to alter and amend the said Act, and for extending the powers given by the last mentioned Act to cross highways, turnpike roads, and private roads on the level,*" and moved that it be now read a first time.

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

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by the Honorable John Hodgson.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled "*An Act to Consolidate and Amend the Law of Evidence,*" without any amendment.

Legislative Council Chamber,
17th June, 1857.

(Signed) J. F. PALMER,
President.

And then the Messenger withdrew.

10. CROWN LANDS BILL.—The debate on the question—That this Bill be now read a second time, and the further question—That the Order of the Day that this Bill be now read a second time be discharged—resumed.

11. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Humffray moved, by leave of the Assembly, That "*The Committee of Elections and Qualifications*" have leave to adjourn *sine die*.

Debate ensued.

Question—put and resolved in the affirmative.

12. CROWN LANDS BILL.—The debate on the question—That this Bill be now read a second time, and the further question—That the Order of the Day that this Bill be now read a second time be discharged—further continued.

Mr. Phelan moved, That the further debate on this subject be adjourned until to-morrow.

Question—put.

Assembly divided.

Ayes, 38.

Mr. Adamson,
Mr. Anderson,
Mr. Aspinall,
Mr. Baragwanath,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Foster,
Mr. Goodman,
Mr. Grant,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Hughes,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McDougall,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Quarterman,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Smith,
Mr. Snodgrass,
Mr. Syme,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Capt. Pasley, }

Noes, 13.

Mr. Beaver,
Mr. Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Griffith,
Mr. Harker,
Mr. O'Brien,
Mr. Phelan,
Chas. Read,
Mr. Sladen,
Mr. Ware,
Mr. Humffray, } *Tellers.*
Mr. Wood, }

And so it was resolved in the affirmative.

On the motion of Mr. Haines, the Assembly ordered that the continuation of the above debate take precedence of all other business to-morrow.

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

“ *Estimates—To be further considered in Committee,*” until Tuesday, 23rd June instant.

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

“ *Electoral Act Amendment Bill—To be further considered in Committee,*” until Wednesday, 24th June instant, and

“ *Estimates—Resolutions in Committee—To be reported,*” until Tuesday, 23rd June instant, to take precedence of all other Orders on that day.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 77.

FRIDAY, 19TH JUNE, 1857.

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

2. PAPERS.—Mr. Moore presented—

Crown Lands—Return to an Order of the Assembly, dated 16th December, 1856, for a Return—

- (1.) Shewing the quantity of Land now comprised or intended to be comprised within the limits of the first class, "Town Lands," as proposed by Captain Clarke's resolutions on the sale of Crown Lands.
- (2.) The quantity of Land now comprised or intended to be comprised within the second class, "Suburban Lands," of the said resolutions.
- (3.) The quantity of Land comprised or intended to be comprised within the third class, "Country Lands," of the said resolutions; together with a map or chart of the Colony, shewing the situation and name of all cities, towns, villages or hamlets in Victoria, and extent of reserves for the same. The situation and extent of all Lands comprised within the second class, "Suburban Lands," and the situation and extent of the lands comprised under the third classification.

Ordered to lie on the Table.

3. CROWN LANDS BILL.—The debate on the question—That this Bill be now read a second time, and the further question—That the Order of the Day that this Bill be now read a second time be discharged—resumed.

Question—That the Order of the Day that this Bill be now read a second time be discharged—put.

Assembly divided.

Ayes, 22.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Harker,
 Mr. Horne,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Rutherford,
 Mr. Syme,
 Mr. Wood,
 Mr. Hughes, } *Tellers.*
 Mr. Snodgrass, }

Noes, 32.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. McCulloch, }

So it passed in the negative.

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

Ayes, 32.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Fellows, } *Tellers.*
 Mr. Goodman, }

Noes, 22.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Rutherford,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Humffray, } *Tellers.*
 Mr. Wood, }

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

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

Mr. O'Shanassy moved, That this House do now adjourn.

Question—That this House do now adjourn—put.
 Assembly divided.

Ayes, 20.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Grant,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Wood,
 Mr. Fyfe, } *Tellers.*
 Mr. Humffray, }

Noes, 33.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Mr. C. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Rutherford,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Sladen, }

So it passed in the negative.

Dr. Evans moved, That the further debate be now adjourned.

Debate ensued.

The Assembly having continued to sit till after twelve o'clock on Saturday morning,

SATURDAY, 20TH JUNE, 1857.

Debate further continued.

Question—That the further debate be now adjourned—put.

Assembly divided.

Ayes, 19.
 Mr. Aspinall,
 Mr. Blair,*
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Wood,
 Mr. Brooke, } *Tellers.*
 Mr. Fyfe, }

Noes, 32.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. Blair,*
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Rutherford,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Sladen, }

* *Sic* in orig.

So it passed in the negative.

Mr. Gavan Duffy moved, That this House do now adjourn.

Debate ensued.

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 19.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Griffith,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Fyfe, } *Tellers.*
 Mr. Wood, }

Noes, 31.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Rutherford,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Sladen, }

So it passed in the negative.

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

Debate ensued.

On the motion of Dr. Evans, the entry in the Votes and Proceedings of the 26th May last, respecting Parliamentary Reform, was read by the Clerk.

Debate continued.

Question—That the debate be now adjourned—put.

Assembly divided.

Ayes, 18.

Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Syme,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Fyfe, }

Noes, 30.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Goodman,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Palmer,
Capt. Pasley,
Mr. Quarterman,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Sladen, }

So it passed in the negative.

Mr. Blair moved, That this House do now adjourn.

Debate ensued.

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 18.

Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Syme,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Fyfe, }

Noes, 30.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Palmer,
Capt. Pasley,
Mr. Quarterman,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Capt. Clarke, } *Tellers.*
Mr. Goodman, }

So it passed in the negative.

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

Debate ensued.

On the motion of Dr. Evans, the Clerk read the entries in the Votes and Proceedings of the Assembly, regulating the days and hours of meeting of the Assembly.

On the motion of Mr. Brooke, the Clerk read two Petitions presented against the Crown Lands Bill.

Debate continued.

Mr. Moore, by leave of the Assembly, withdrew his motion.

Mr. Syme, by leave of the Assembly, withdrew his motion.

Mr. Haines moved, That the Crown Lands Bill be committed to a Committee of the whole Assembly on Tuesday, 23rd June instant.

Question—put and resolved in the affirmative.

4. **ADJOURNMENT.**—Mr. Sladen moved, pursuant to notice given by Mr. Fyfe, That this House, on its rising on Wednesday next, the 24th, do adjourn until Tuesday, 30th instant, to allow Members the opportunity of being present at the opening of the Geelong and Melbourne Railway, on Thursday, 25th instant.

Question—put and resolved in the affirmative.

5. **MELBOURNE MARKETS BILL.**—Mr. Moore having, pursuant to notice, moved for and obtained leave to bring in a Bill to ratify an Exchange of Land between Her Majesty and the Corporation of Melbourne, brought up a Bill, intituled "*A Bill to ratify an Exchange of Land between Her Majesty and the Corporation of Melbourne, and for other purposes,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 30th June instant.

6. **PORT ALBERT—SHIPPING POINT.**—Mr. Haines moved, pursuant to notice, That the names of Messrs. Goodman and Moore be restored to the Port Albert Committee.

Question—put and resolved in the affirmative.

7. **BALLAARAT COUNCIL.**—Mr. Lalor moved, pursuant to notice, That the Petition presented by him on 3rd June instant, from the Municipal Council of Ballaarat, praying for inquiry into the prison accommodation at Ballaarat, be referred to the Committee now sitting on Penal Discipline.

Question—put and resolved in the affirmative.

8. **MELBOURNE GAS AND COKE COMPANY'S ACT AMENDMENT BILL.**—Mr. Smith moved, That this Bill be now read a second time.

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

Mr. Smith then moved, pursuant to *contingent* notice, That the Bill be referred to a Select Committee, to consist of Mr. Aspinall, Mr. Fyfe, Dr. Owens, Mr. Heales, Dr. Embling, Mr. Snodgrass, and the Mover.

Question—put and resolved in the affirmative.

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

"*Mining on Private Property Bill—Second reading,*" until Tuesday, 30th June instant.

"*Juries Bill—To be further considered in Committee,*" until Friday, 3rd July next.

"*County Courts Bill—To be further considered in Committee,*" until Tuesday, 30th June instant.

"*Scab Bill—To be committed,*" until Friday, 3rd July next.

"*Standing Orders—Resolutions in Committee—to be reported,*" until Tuesday, 30th June instant.

"*Powers of Attorney Bill—Adoption of Report,*" until Tuesday, 23rd June instant; and

"*Friendly Societies Bill—Second reading,*" until Tuesday, 30th June instant.

Assembly adjourned at thirteen minutes to twelve o'clock A.M. until four o'clock P.M. on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
 ———
 VOTES AND PROCEEDINGS
 OF THE
LEGISLATIVE ASSEMBLY.

No. 78.

TUESDAY, 23RD JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Aspinall presented a Petition from William C. Hayes, by John George Shea, his attorney, praying the House would be pleased to direct an enquiry to be made into all the circumstances as set forth in the Petition, and to direct the production of all papers and documents connected therewith.
 Ordered to lie on the Table.
 Notice having been taken that inasmuch as the Petition was signed by attorney it was not in accordance with the Practice and Orders of the Commons House of Parliament, the Order that it do lie on the Table was rescinded.
 Mr. Heales presented a Petition from Robert Bennett, of St. Kilda, lately a member of Assembly, praying that the Assembly would, in accordance with the Practice of the Imperial Parliament in cases where doubt arises concerning the fact of a vacancy, arrest the progress of the Writ for East Bourke until the Assembly is in possession of certain information that a legal vacancy exists.
 Petition ordered to lie on the Table.
 On the motion of Mr. Heales, the Petition was read by the Clerk Assistant.
 Mr. Humffray presented a Petition from John Orr, styling himself Chairman of a public meeting of the citizens of Melbourne and colonists of Victoria, praying the House would defer all interference with the final disposal of the Public Lands of the Colony until a new Assembly, elected under the provisions of the Electoral Bill, and in conformity with the promised fresh distribution and increase of representation, should be in session.
 Ordered to lie on the Table.
 On the motion of Mr. Humffray, the Petition was read by the Clerk.
 Mr. Griffith moved, That in consequence of the Petition not being respectfully worded, the Order that the Petition do lie on the Table be rescinded.
 Debate ensued.
 Petition withdrawn by Mr. Humffray, with leave of the Assembly.
3. GOLD MINING SURVEYORS.—Mr. Humffray moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency, praying that a sufficient sum be placed upon the Supplementary Estimates for this year for the payment of a staff of gold mining surveyors, whose duty it will be to define the boundaries of all mining claims, also a number of registration clerks, whose duty it will be to register each miner's name, with the number of his claim and share, and to transfer shares when required, and keep a record of the same.
 Debate ensued.
 Motion by leave withdrawn.
4. PAPER.—Mr. Moore presented—
 Public Offices, Geelong.—Return of Buildings, &c., rented or leased at Geelong for Public Offices, shewing the amount of rent paid for each and the object for which such Offices are used.
 Ordered to lie on the Table.
5. CROWN LANDS BILL.—Mr. Humffray moved, pursuant to notice, That the Petition of the inhabitants of Ballarat, relative to the Land Bill, presented by him on Wednesday last, be printed.
 Question—put and resolved in the affirmative.
6. COLONIAL INSURANCE COMPANY'S BILL.—Mr. D. S. Campbell moved, pursuant to notice, That the name of Mr. Grant be added to the Select Committee on the Colonial Insurance Company's Bill.
 Question—put and resolved in the affirmative.
7. PORTLAND ROAD DISTRICT.—Mr. Hughes moved, pursuant to notice, That an Address be presented to His Excellency, praying that he will be pleased to withhold the proclamation of the new road district as proposed to be separated from the present Portland road district.
 Debate ensued.
 Question—put and negatived.

8. SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1856.—Mr. Aspinall reported from the Committee of Supply several resolutions, which were read as follow :—

8th January, 1857.

- (1.) Resolved—That a sum not exceeding Seven hundred pounds be appropriated to Her Majesty to defray the supplementary expense of the department for the Administration of Justice for the year 1856.
- (2.) Resolved—That a sum not exceeding Two hundred pounds be appropriated to Her Majesty to defray the supplementary expense of the department of the Registrar-General for the year 1856.
- (3.) Resolved—That a sum not exceeding Six hundred and sixty pounds eleven shillings and three pence be appropriated to Her Majesty to defray the supplementary expense of the Immigration Department for the year 1856.
- (4.) Resolved—That a sum not exceeding Seven hundred and fifty-five pounds eight shillings and six pence be appropriated to Her Majesty to defray the supplementary expense of the Public Library Department for the year 1856.
- (5.) Resolved—That a sum not exceeding Five thousand and twenty-one pounds be appropriated to Her Majesty to defray the supplementary expense of the Post Office Department for the year 1856.

16th January.

- (6.) Resolved—That a sum not exceeding Seven hundred and sixty pounds ten shillings and seven pence be appropriated to Her Majesty to defray the supplementary expense of the department of the Government Printer for the year 1856.
- (7.) Resolved—That a sum not exceeding Seven thousand pounds be appropriated to Her Majesty to defray the supplementary expense of Rents of Public Offices for the year 1856.
- (8.) Resolved—That a sum not exceeding Twenty thousand pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of the erection of New Houses of Parliament.
- (9.) Resolved—That a sum not exceeding Four hundred and fifty pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of completing the County Court House in Melbourne.
- (10.) Resolved—That a sum not exceeding Four hundred and ninety-five pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of erecting a Lodge at the Old Cemetery.
- (11.) Resolved—That a sum not exceeding One thousand three hundred and ninety pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, for the purchase of Diving Dresses to be employed in the construction of jetties, &c.
- (12.) Resolved—That a sum not exceeding Eight hundred pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of the fittings to the block ship *Sir Harry Smith*.
- (13.) Resolved—That a sum not exceeding Two thousand and five hundred pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of a Lightship for the West Channel.
- (14.) Resolved—That a sum not exceeding One thousand four hundred and sixty-six pounds be appropriated to Her Majesty to defray the supplementary expense of completing the Custom House at Geelong.
- (15.) Resolved—That a sum not exceeding Six hundred and seventy-nine pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of the erection of a Powder Magazine, at Castlemaine.
- (16.) Resolved—That a sum not exceeding Nine hundred and eight pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of the erection of Powder Magazines at Sandhurst and Ballaarat.
- (17.) Resolved—That a sum not exceeding Two hundred and thirty-five pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of the erection of a District Survey Office at Beechworth.
- (18.) Resolved—That a sum not exceeding One thousand two hundred and fifty pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of erecting a District Survey Office at Ballaarat.
- (19.) Resolved—That a sum not exceeding One thousand one hundred and ninety-three pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of erecting other Public Buildings on the Gold Fields.
- (20.) Resolved—That a sum not exceeding Twenty-two pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of erecting a Court House at Kyneton.
- (21.) Resolved—That a sum not exceeding Two hundred pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of the erection of a Court House at Kilmore.
- (22.) Resolved—That a sum not exceeding Ninety-nine pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of the erection of a Court House at Ballaarat.

- (23.) Resolved—That a sum not exceeding Four hundred pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856 of additions to the Court House and Police Stables at Avenel.
- (24.) Resolved—That a sum not exceeding One thousand and two hundred pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of the erection of a Court House, Gold Office, Lock-up, and Police Quarters, at Dunolly.
- (25.) Resolved—That a sum not exceeding One thousand and six hundred pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of additions and repairs of buildings generally, (including estimated cost of repair to wall of Melbourne Gaol).
- (26.) Resolved—That a sum not exceeding Three thousand seven hundred and fifty-six pounds be appropriated to Her Majesty to defray the supplementary expense for the year 1856, of the employment of Steam Dredges.
- (27.) Resolved—That a sum not exceeding Thirteen thousand four hundred and forty-one pounds six shillings and three pence be appropriated to Her Majesty to defray the supplementary expense of Roads and Bridges for the year 1856, namely;—Mount Alexander Road and branch roads, £4976; Sydney Road and branch roads, £1029; Melbourne district roads, £2395; Geelong district roads, £2089; Main Western road, £2060; Bridge over the Yarra at Collingwood, £892 6s. 3d.
- (28.) Resolved—That a sum not exceeding Fourteen thousand one hundred and forty-nine pounds five shillings and two pence be appropriated to Her Majesty to defray the supplementary expense for the year 1856, for the miscellaneous services next hereinafter mentioned that is to say the sum of £4689 4s. for compensation to sundry persons for damage sustained by them at Ballarat, in December, 1854, paid in accordance with the resolution of the late Legislative Council, on the 18th March, 1856:—

The sum of Eighteen pounds for compensation to J. B. Humfray, Esq., for occupation by the police, in December, 1854, of premises at Ballarat belonging to him.

The sum of Two hundred and eighty pounds for Medical Expenses incurred and Compensation for injuries sustained by Oliver Richards, on the occasion of his assisting the police in arresting a man for horsestealing.

The sum of One hundred and fifty pounds for Rewards paid under the provisions of the Act 6 William IV. No. 4.

The sum of Six pounds two shillings and six pence being payment to the next of kin of George Bell, drowned in 1853, of the balance of the property found on him.

The sum of Seventy-five pounds eleven shillings and six pence for Costs incurred by Mr. Lowther in defending an Action brought against him jointly with Messrs. Hepburn and Parker (for a magisterial decision).

The sum of One Hundred and sixty pounds sixteen shillings and four pence for law expenses and damages incurred by Inspector Furnell, in defending two Actions brought against him for the recovery of horses found in the possession of men subsequently convicted of felony.

The sum of One hundred and twenty-one pounds and seventeen shillings for Costs incurred by Mr. Templeton in defending an Action brought against him as Chairman of the Local Court at Avoca.

27th January.

The sum of Seven hundred and ten pounds one shilling and six pence for payment of amount due on account of the *Nelson* robbery.

The sum of Thirteen pounds and ten shillings for funeral expenses incurred in 1854 at Kilmore by order of the Coroner.

The sum of Four thousand six hundred and eighty-three pounds five shillings and six pence for interest to the date of repayment due on the Loan from the Corporation.

The sum of One thousand and six hundred pounds for purchase of Standard Weights and Measures, to carry out the Act 3 Will. IV., No. 4.

The sum of One thousand and two hundred pounds towards removing the Wreck of the *Mountain Maid* (under Act 16 Vic., No. 12), the amount to be recovered in accordance with the provisions of that Act.

The sum of Two hundred and fifteen pounds sixteen shillings and ten pence for Salaries due to Messrs. Watson and Pinniger, Surveyors in the Department of the Surveyor-General, for services performed in 1854, the amount of which was entrusted to the Accountant of that office, Mr. Long, for payment, but was never paid to them.

And the sum of Two hundred and twenty-five pounds for the removal of bodies buried in the old Cemetery in the township of Castlemaine, to the new Cemetery at Campbell's Creek.

5th February.

- (29.) Resolved—That a sum not exceeding One hundred and twenty-eight thousand pounds be appropriated to Her Majesty to defray the expenditure, for the service of the year 1857, on Roads, Bridges, and Branch roads in the Mount Alexander District as hereunder set forth, viz:—

A sum not exceeding Twenty-seven thousand five hundred and nine pounds for making six miles of road on Keilor Plains and The Gap.

- A sum not exceeding Twenty thousand nine hundred and two pounds to defray the expense of logging and metalling four miles and a half in the Black Forest.
 - A sum not exceeding One thousand and fifty-five pounds to defray the expense of completing the approaches to Kyneton Bridge.
 - A sum not exceeding Four thousand pounds to defray the expense of a bridge to be built at Malmsbury.
 - A sum not exceeding Five hundred pounds to defray the expense of a bridge to be built over Deep Creek, at Lancefield, between Kyneton and Kilmore.
 - A sum not exceeding Five hundred pounds to defray the expense of bridges on the road between Kyneton and Mount Franklin.
 - A sum not exceeding Two thousand and six hundred pounds to defray the expense of a bridge over Back Creek at Tarradale.
 - A sum not exceeding Four hundred pounds to defray the expense of making four crossings on the road between Elphinstone and Harcourt.
 - A sum not exceeding Seven hundred pounds to defray the expense of building a bridge at the junction of Fryer's Creek and the Loddon.
 - A sum not exceeding One thousand and two hundred pounds to defray the expense of making a road through Castlemaine.
 - A sum not exceeding Four thousand pounds to defray the expense of building two bridges and approaches, several culverts, and making sundry improvements between Castlemaine and the Gap, on the Bendigo-road.
 - A sum not exceeding One thousand and two hundred pounds to defray the expense of building a bridge over Bullock Creek, near Lockwood, on Mount Korong-road.
 - A sum not exceeding Four thousand pounds to defray the expense of extending improvements between the Gap and Kangaroo Flat, Sandhurst-road.
 - A sum not exceeding Twenty-eight thousand pounds to defray the expense of the main road through Sandhurst within the municipal boundary.
 - A sum not exceeding Three thousand and five hundred pounds to defray the expense of improving the road from Castlemaine to Tarrengower, and crossing-place at Baringup.
 - A sum not exceeding One thousand and two hundred pounds to defray the expense of making and clearing portions of the road between Castlemaine and Muckleford.
 - A sum not exceeding Two thousand pounds to defray the expense of building a Bridge and improving the road between Muckleford and Newstead, and improving approaches to Newstead Punt.
 - A sum not exceeding Three thousand pounds to defray the expense of making portions of the Ballarat Road between Castlemaine and Guildford.
 - A sum not exceeding Four thousand pounds to defray the expense of improving the road through Dunolly.
 - A sum not exceeding Sixteen thousand pounds in aid of tolls for the year 1857, and
 - A sum not exceeding One thousand seven hundred and thirty-four pounds to defray the contingencies in reference to Roads and Bridges in the Mount Alexander District.
- (30.) Resolved—That a sum not exceeding Twenty thousand pounds be appropriated to Her Majesty to defray the expenditure for the service of the year 1857 on Roads and Bridges in the Maryborough and Avoca Districts as hereunder set forth, viz :—
- A sum not exceeding Nine thousand pounds to defray the expense of building culverts and making portions of road between Joyce's Creek and Carisbrook.
 - A sum not exceeding Four thousand pounds to defray the expense of building a bridge over the Bet Bet Creek and improving various portions of the road between Carisbrook and Avoca.
 - A sum not exceeding Seven thousand pounds to defray the expense of building a bridge and approaches over the Avoca and clearing portions of the road.
- (31.) Resolved—That a sum not exceeding Fifty-four thousand pounds be appropriated to Her Majesty to defray the expenditure for the service of the year 1857 on district roads in the Melbourne District, as hereunder set forth, viz :—
- A sum not exceeding Seven thousand pounds to defray the expense of making two miles of road at Deep Creek and Broadmeadows.
 - A sum not exceeding Three thousand pounds to defray the expense of building a bridge at Bulla Bulla.
 - A sum not exceeding Three thousand pounds to defray the expense of building a bridge at Sunbury.
 - A sum not exceeding Twelve thousand pounds to defray the expense of connecting the various metalled portions of the Upper Plenty-road, and for extending the same.
 - A sum not exceeding Seven thousand pounds to defray the expense of making a portion of the Dandenong-road, near the junction with the Brighton-road between Mulgrave and Dandenong.
 - A sum not exceeding Eight thousand pounds to defray the expense of extending the metalled road towards Cheltenham and for building bridges on the Brighton and Point Nepean-road and Western Port-road.
 - A sum not exceeding Six thousand pounds to defray the expense of making approach to Richmond and Prahran bridge through Chapel-street.

- A sum not exceeding Four thousand pounds to defray the expense of bridges at Western Port.
- A sum not exceeding Two thousand pounds to defray the expense of opening communication from the main road to the township of Heidelberg and to the punt; and
- A sum not exceeding Two thousand pounds to defray the expense of building two bridges on the Pascoevale-road.
- (32.) Resolved—That a sum not exceeding Fifty-one thousand pounds be appropriated to Her Majesty to defray the expenditure for the service of the year 1857 for Bridges in the Melbourne District as hereunder set forth, viz. :—
- A sum not exceeding Ten thousand pounds towards the expense of erecting a bridge at Hawthorn.
- A sum not exceeding Nineteen thousand pounds to defray the expense of completing the Richmond and Prahran bridge
- A sum not exceeding Seventeen thousand pounds to defray the expense of completing Johnston-street bridge.
- A sum not exceeding Five thousand pounds to defray the expense of a bridge over Gardiner's Creek.
- (33.) Resolved—That a sum not exceeding Sixty thousand and five hundred pounds be appropriated to Her Majesty to defray the expenditure for the service of the year 1857 on the Roads Bridges and Branch Roads in the Sydney Road District as hereunder set forth, viz. :—
- A sum not exceeding Three thousand pounds to defray the expense of completing the metalled road to Brunswick.
- A sum not exceeding Six thousand pounds to defray the expense of building a bridge over the Merri Creek at Pentridge.
- A sum not exceeding Seventeen thousand pounds to defray the expense of making three and a-half miles of road from Budd's to the Union Inn.
- A sum not exceeding Six hundred pounds to defray the expense of building a bridge over the Dry Creek near Broadford.
- A sum not exceeding Four thousand and five hundred pounds to defray the expense of building a bridge over Sunday Creek near Seymour.
- A sum not exceeding One thousand pounds to defray the expense of building a bridge between Merton and Mansfield, Winter's station.
- A sum not exceeding Five thousand pounds to defray the expense of building a bridge over Broken River, and improving the approaches thereto.
- A sum not exceeding Two thousand pounds to defray the expense of cutting drains, &c, on line of road between Violet Town and Benalla.
- A sum not exceeding Six hundred pounds to defray the expense of building a bridge over Three-mile Creek on the road down the Ovens.
- A sum not exceeding One thousand and eight hundred pounds to defray the expense of making a portion of road through Beechworth.
- A sum not exceeding One thousand and eight hundred pounds to defray the expense of building a bridge over Reid's Creek on the road to Beechworth.
- A sum not exceeding Four thousand pounds to defray the expense of improving the road from Kilmore to Heathcote.
- A sum not exceeding One thousand pounds to defray the expense of improving portions of the road to Beechworth through the ranges.
- A sum not exceeding Nine hundred pounds to defray the expense of building culverts and making portions of road between Beechworth and Stoney Creek.
- A sum not exceeding Two thousand pounds to defray the expense of building a bridge over Middle Creek and improving several portions of the road between Beechworth and Belvoir.
- A sum not exceeding One thousand and two hundred pounds to defray the expense of building a bridge over Deep Creek, on the road to Buckland.
- A sum not exceeding One thousand and five hundred pounds to pay the expense of building a bridge over the Buckland River.
- A sum not exceeding Six thousand pounds to defray the expense in aid of tolls for general maintenance of metalled roads in the above district.
- (34.) Resolved—That a sum not exceeding Eighty thousand and five hundred pounds be appropriated to Her Majesty to defray the expenditure for the service of the year 1857 on Roads and Bridges in the Geelong and Western and Ballarat Districts as hereunder set forth, viz. :—
- A sum not exceeding Forty thousand pounds to defray the expense of making ten miles of road between Geelong and Scott's.
- A sum not exceeding Fifteen thousand one hundred and fifteen pounds to defray the expense of making two miles and thirty-eight chains of road near Buninyong.
- A sum not exceeding One thousand pounds to defray the expense of making a plank approach to Trewallo Creek bridge.
- A sum not exceeding Two thousand two hundred and eighty-five pounds to defray the expense of building bridges at Crowlands, Glenorchy, and other places.
- A sum not exceeding Two thousand and five hundred pounds to defray the expense of building a bridge over the Leigh, at Winter's Flat, and improving the road.

- A sum not exceeding Four thousand pounds to defray the expense of building a bridge over the Werribee between Maddingley and Bacchus Marsh.
- A sum not exceeding One thousand and six hundred pounds to defray the expense of additional works on Bakery Hill, Melbourne-road.
- A sum not exceeding Eight thousand pounds to defray the expense of improvements on the road through Bacchus Marsh, Ballan, &c.
- A sum not exceeding Six thousand pounds to defray the expense in aid of tolls for general maintenance of roads in the above districts.
- (35.) Resolved—That a sum not exceeding Thirty-nine thousand pounds be appropriated to Her Majesty to defray the expenditure for the service of the year 1857, on Roads and Bridges in the Geelong District as hereunder set forth, viz. :—
- A sum not exceeding One thousand pounds to defray the expense of completing works at Murgheboluc Flat.
- A sum not exceeding Two thousand pounds to defray the expense of improving the road at Camperdown and building a culvert at Edney's.
- A sum not exceeding Three thousand and six hundred pounds to defray the expense of completing the Upper Western road to Batesford.
- A sum not exceeding Four thousand and four hundred pounds to defray the expense of making one mile of road to Queenscliff.
- A sum not exceeding Four thousand pounds to defray the expense of improving the road in various places between Geelong, Colac, and Camperdown.
- A sum not exceeding Eighteen thousand pounds to defray the expense of completing the Barwon Bridge; and
- A sum not exceeding Six thousand pounds to defray the expense of Pollocksford Bridge.
- (36.) Resolved—That a sum not exceeding Twelve thousand and one hundred pounds be appropriated to Her Majesty to defray the expenditure on Roads and Bridges on the main Western Road District for the year 1857, as hereunder set forth, viz. :—
- A sum not exceeding Three thousand pounds to defray the expense of building a bridge over the Hopkins River, near Hexham.
- A sum not exceeding Two thousand and six hundred pounds to defray the expense of building a bridge over Taylor's River, on the road from Warrnambool to Geelong, near McKennon.
- A sum not exceeding One thousand and five hundred pounds to defray the expense of building bridges over watercourses between Farrell's and the Grange and Mount Sturgeon.
- A sum not exceeding Five thousand pounds to defray the expense of a bridge over the Glenelg, near Harrow.
- (37.) Resolved—That a sum not exceeding Eight thousand pounds be appropriated to Her Majesty to defray the expenditure, for the service of the year 1857, on Roads and Bridges in the Gippsland District, as hereunder set forth, viz. :—
- A sum not exceeding Four hundred pounds to defray the expense of building a bridge over Merriman's Creek.
- A sum not exceeding One thousand and five hundred pounds to defray the expense of building a bridge over La Trobe River.
- A sum not exceeding One thousand and four hundred pounds to defray the expense of building a bridge over Thomson River.
- A sum not exceeding One thousand and one hundred pounds to defray the expense of clearing and improving portions of the main Central Road.
- A sum not exceeding Five hundred pounds to defray the expense of clearing and improving portions of the road between Port Albert and Tarraville.
- A sum not exceeding Two thousand and six hundred pounds to defray the expense of improving the main road from Melbourne; and
- A sum not exceeding Five hundred pounds to defray the expense of clearing and improving portions of the road between Alberton and Tarraville.
- (38.) Resolved—That a sum not exceeding Twenty thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857, of constructing a tramway from Portland through the Nine Mile Forest.
- (39.) Resolved—That a sum not exceeding Seventy thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857, in aid of District Road Boards.
- (40.) Resolved—That a sum not exceeding Thirty-four thousand and three hundred pounds be appropriated to Her Majesty to defray the expenditure for unforeseen services in the year 1857, as hereunder mentioned, viz. :—
- A sum not exceeding Twenty-four thousand and three hundred pounds in aid of Local Subscriptions; and
- A sum not exceeding Ten thousand pounds in aid of opening and fencing roads.

10th February.

- (41.) Resolved—That a sum not exceeding One hundred and forty-one thousand and eighty-eight pounds one shilling and six pence be appropriated to Her Majesty to defray the supplementary expense of railway surveys and works for the year 1856.

12th February.

- (42.) Resolved—That a sum not exceeding Ten thousand six hundred and fifty pounds be appropriated to Her Majesty to defray the salaries and contingencies of the Immigration Establishments in the United Kingdom for the year 1857.

17th February.

- (43.) Resolved—That a sum not exceeding Two hundred and seventy-one thousand and five hundred pounds be appropriated to Her Majesty to defray the expenses of Immigration from the United Kingdom, to be applied as follows, viz:—

A sum not exceeding Fifty thousand pounds for bounty contracts.

A sum not exceeding One hundred and forty-four thousand pounds to defray the expense to be incurred on account of the immigration of persons nominated under the remittance regulations.

A sum not exceeding Forty-eight thousand pounds to defray the expense to be incurred on account of the immigration of single females.

A sum not exceeding Sixteen thousand pounds to defray the expense to be incurred on account of the immigration of railway laborers.

A sum not exceeding Five thousand pounds to defray the expense of the transmission of immigrants to the outports and the interior.

A sum not exceeding One thousand pounds to defray quarantine expenses.

A sum not exceeding Six thousand and five hundred pounds to be transferred to the Immigrants Fund.

A sum not exceeding One thousand pounds for incidental expenses.

That of the immigrants to be dispatched under the 1st and 3rd Resolutions, one-third shall be sent to Melbourne, one-third to Geelong, and one-third, in equal proportions, to the three Western Ports.

That not more than Five hundred immigrants should be if possible despatched to Gippsland.

That immigrants ought to be selected from the different portions of the United Kingdom according to the respective populations thereof.

- (44.) Resolved—That a sum not exceeding Two thousand eight hundred and seventy-five pounds be appropriated to Her Majesty towards defraying the expenses of the department of their Honors the Judges for the year 1857.

- (45.) Resolved—That a sum not exceeding One thousand seven hundred and eighty-five pounds be appropriated to Her Majesty towards defraying the expenses of the department of the Law Officers of the Crown for the year 1857.

- (46.) Resolved—That a sum not exceeding One thousand nine hundred and fifty-five pounds be appropriated to Her Majesty to defray the expenses of the department of the Master in Equity for the year 1857.

10th March.

- (47.) Resolved—That a sum not exceeding Five hundred thousand pounds be appropriated to Her Majesty to defray the liabilities which have been incurred on account of Railways and further expenditure on Railway Works.

- (48.) Resolved—That a sum not exceeding Two hundred thousand pounds be appropriated to Her Majesty to defray the Salaries and Contingencies of the several Departments of Government during the months of February, March, and April, in the present year.

- (49.) Resolved—That a sum not exceeding Eighty thousand pounds be appropriated to Her Majesty to defray the Expenditure for the months of February, March, and April, on Public Works, as hereunder set forth, viz:—

Electric Telegraph—Thirty-three thousand pounds.

Patent Slip—Two thousand pounds.

Parliament Houses—Ten thousand pounds.

Miscellaneous Works and Buildings including Repairs—Thirty-five thousand pounds.

- (50.) Resolved—That a sum not exceeding Thirty-three thousand pounds be appropriated to Her Majesty to defray the expenditure on account of grants in aid of the second year's Revenues of the undermentioned Municipal Districts, the aid to be distributed equally among such Districts, viz:—

Emerald Hill.

East Collingwood.

Sandhurst.

Castlemaine.

Ballaarat.

Prahran.

Richmond.

Portland.

Warrnambool.

Belfast.

Williamstown.

- (51.) Resolved—That a sum not exceeding Eight thousand two hundred and fifty pounds be appropriated to Her Majesty to defray the expenditure on account of grants in aid of the first year's Revenue of the undermentioned Municipal Districts, such aid to be distributed as hereunder set forth, viz. :—

A sum not exceeding Three thousand seven hundred and fifty pounds to the Municipal District of Beechworth,

A sum not exceeding Two thousand pounds to the Municipal District of Kilmore, and

A sum not exceeding Two thousand and five hundred pounds to the Municipal District of St. Kilda.

3rd June.

- (52.) Resolved—That a sum not exceeding Seven thousand three hundred and eighty-nine pounds be appropriated to Her Majesty to defray the expenses of the Department of the Legislative Assembly for the year 1857.
- (53.) Resolved—That a sum not exceeding Five thousand and ten pounds be appropriated to Her Majesty to defray the expenses of the Library of the two Houses of Parliament for the year 1857.
- (54.) Resolved—That a sum not exceeding Eight thousand three hundred and twenty pounds be appropriated to Her Majesty to defray the expenses of the Office of the Chief Secretary for the year 1857.
- (55.) Resolved—That a sum not exceeding Thirty-four thousand two hundred and ninety pounds be appropriated to Her Majesty to defray the expenses of the Department of the Registrar-General for the year 1857.
- (56.) Resolved—That a sum not exceeding Seven thousand and four hundred pounds be appropriated to Her Majesty to defray the expenses of the Gold Fields' Department in the Ballarat District for the year 1857.
- (57.) Resolved—That a sum not exceeding Seven thousand and five hundred pounds be appropriated to Her Majesty to defray the expenses of the Gold Fields' Department in the Castlemaine District for the year 1857.
- (58.) Resolved—That a sum not exceeding Five thousand and two hundred pounds be appropriated to Her Majesty to defray the expenses of the Gold Fields' Department in the Sandhurst District for the year 1857.
- (59.) Resolved—That a sum not exceeding Five thousand eight hundred and fifty pounds be appropriated to Her Majesty to defray the expenses of the Gold Fields' Department in the Avoca District for the year 1857.
- (60.) Resolved—That a sum not exceeding Five thousand and five hundred pounds be appropriated to Her Majesty to defray the expenses of the Gold Fields' Department in the Beechworth District for the year 1857.
- (61.) Resolved—That a sum not exceeding One thousand and fifty pounds be appropriated to Her Majesty to defray the expenses of the Gold Fields' Department in the Caledonian and Anderson's Creek District for the year 1857.
- (62.) Resolved that a sum not exceeding Two thousand pounds be appropriated to Her Majesty to defray the expenses of New Gold Fields for the year 1857.
- (63.) Resolved—That a sum not exceeding Two thousand and six hundred pounds be appropriated to Her Majesty to meet the expenses incurred on account of the reductions proposed to be made in the Gold Fields' Establishment for the year 1857 not having been carried into effect.
- (64.) Resolved—That a sum not exceeding Five thousand five hundred and fifty pounds be appropriated to Her Majesty to defray the expenses of the establishment of the Chief Commissioner of Police for the year 1857.
- (65.) Resolved—That a sum not exceeding Ten thousand pounds be appropriated to Her Majesty to defray the expenses of the Detective Police for the year 1857.
- (66.) Resolved—That a sum not exceeding Two hundred and twenty-eight thousand seven hundred and twenty-five pounds and five shillings be appropriated to Her Majesty to defray the salaries, wages, and allowances of the General Police Force for the year 1857.
- (67.) Resolved—That a sum not exceeding Fifty-three thousand two hundred and seventy pounds be appropriated to Her Majesty to defray the contingencies of the General Police Force for the year 1857.
- (68.) Resolved—That a sum not exceeding Twelve thousand five hundred and fifty pounds and five shillings be appropriated to Her Majesty to defray the expenses of the Gaol at Melbourne for the year 1857.
- (69.) Resolved—That a sum not exceeding Four thousand and eight hundred pounds and fifteen shillings be appropriated to Her Majesty towards defraying the expenses of the Gaol at Geelong for the year 1857.
- (70.) Resolved—That a sum not exceeding One thousand seven hundred and one pounds be appropriated to Her Majesty to defray the expenses of the Gaol at Portland for the year 1857.
- (71.) Resolved—That a sum not exceeding Four thousand and sixteen pounds and fifteen shillings be appropriated to Her Majesty to defray the expenses of the Gaol at Castlemaine for the year 1857.
- (72.) Resolved—That a sum not exceeding Four thousand three hundred and sixteen pounds and fifteen shillings be appropriated to Her Majesty to defray the expenses of the Gaol at Ballarat for the year 1857.

- (73.) Resolved—That a sum not exceeding Three thousand two hundred and twenty-seven pounds and fifteen shillings be appropriated to Her Majesty to defray the expenses of the Gaol at Sandhurst for the year 1857.
- (74.) Resolved—That a sum not exceeding Three thousand six hundred and nine pounds and fifteen shillings be appropriated to Her Majesty to defray the expenses of the Gaol at Beechworth for the year 1857.
- (75.) Resolved—That a sum not exceeding Three thousand pounds be appropriated to Her Majesty to defray the expenses of maintaining prisoners at Belfast, Warrnambool, Alberton, Kilmore, Carisbrook and Raglan for the year 1857.
- (76.) Resolved—That a sum not exceeding Three thousand and one hundred pounds be appropriated to Her Majesty to defray the expenses of the Office of the Inspector-General of Penal Establishments for the year 1857.
- (77.) Resolved—That a sum not exceeding Forty-five thousand eight hundred and ninety-one pounds twelve shillings and six pence be appropriated to Her Majesty to defray the expenses of Stockades and Hulks for the year 1857.
- (78.) Resolved—That a sum not exceeding Thirty-three thousand three hundred and twenty-two pounds seven shillings and six pence be appropriated to Her Majesty to defray the contingencies of Penal Establishments for the year 1857.
- (79.) Resolved—That a sum not exceeding Four thousand one hundred and sixty-seven pounds three shillings and four pence be appropriated to Her Majesty to defray the expenses of the Head Quarter's Staff for the year 1857.
- (80.) Resolved—That a sum not exceeding Eighty-three thousand two hundred and sixty-two pounds and ten shillings be appropriated to Her Majesty to defray the expenses of Her Majesty's Troops for the year 1857.
- (81.) Resolved—That a sum not exceeding Seven hundred pounds be appropriated to Her Majesty to defray the expenses of the Military Commissariat for the year 1857.
- (82.) Resolved—That a sum not exceeding Four hundred and fifty-nine pounds seventeen shillings and six pence be appropriated to Her Majesty to defray the expenses of the Barrack Master for the year 1857.

4th June.

- (83.) Resolved—That a sum not exceeding Twelve thousand three hundred and eighty-nine pounds sixteen shillings and one penny be appropriated to Her Majesty to defray the expenses of the Steam Sloop *Victoria* for the year 1857.
- (84.) Resolved—That a sum not exceeding Seven thousand and two pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the Medical Department for the year 1857.
- (85.) Resolved—That a sum not exceeding Fifteen thousand five hundred and four pounds be appropriated to Her Majesty to defray the expenses of the Lunatic Asylum for the year 1857.
- (86.) Resolved—That a sum not exceeding Six thousand two hundred and forty-five pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the Public Library for the year 1857.
- (87.) Resolved—That a sum not exceeding Two thousand two hundred and thirty pounds be appropriated to Her Majesty to defray the expenses of the department of the Shorthand Writer for the year 1857.
- (88.) Resolved—That a sum not exceeding Fifty pounds be appropriated to Her Majesty to defray the expenses for stores in the department of their Honors the Judges.
- (89.) Resolved—That a sum not exceeding One hundred and fifty pounds be appropriated to defray the expenses of a clerk accountant in the department of the Law Officers of the Crown, for six months in the year 1857.
- (90.) Resolved—That a sum not exceeding One thousand and twenty pounds be appropriated to Her Majesty to defray the expenses of the Insolvent Court at Geelong for the year 1857.
- (91.) Resolved—That a sum not exceeding Six thousand nine hundred and forty-five pounds be appropriated to Her Majesty towards defraying the expenses of the Crown Solicitor's Department for the year 1857.
- (92.) Resolved—That a sum not exceeding One thousand seven hundred and thirty pounds be appropriated to Her Majesty to defray the expenses of the Registrar's Department.
- (93.) Resolved—That a sum not exceeding Three thousand four hundred and fifty pounds be appropriated to Her Majesty towards defraying the expenses of the Prothonotary's Department for the year 1857.
- (94.) Resolved—That a sum not exceeding Nine thousand and three hundred pounds be appropriated to Her Majesty towards defraying the expenses of the Sheriff's Department in Melbourne for the year 1857.

16th June.

- (95.) Resolved—That a sum not exceeding One thousand nine hundred and thirty-five pounds be appropriated to Her Majesty to defray the expenses of the Sheriff's Department in Geelong for the year 1857.
- (96.) Resolved—That a sum not exceeding One thousand eight hundred and thirty-two pounds be appropriated to Her Majesty to defray the expenses of the Sheriff's Department Castlemaine for the year 1857.

- (97.) Resolved—That a sum not exceeding Seven hundred and sixty-two pounds be appropriated to Her Majesty to defray the expenses of the Sheriff's Department Sandhurst for the year 1857.
- (98.) Resolved—That a sum not exceeding One thousand four hundred and twenty pounds be appropriated to Her Majesty to defray the expenses of the Sheriff's Department Ballarat for the year 1857.
- (99.) Resolved—That a sum not exceeding Nine hundred and eighty-seven pounds be appropriated to Her Majesty to defray the expenses of the Sheriff's Department Beechworth for the year 1857.
- (100.) Resolved—That a sum not exceeding Two thousand and one hundred pounds be appropriated to Her Majesty to defray the expenses of the Deputy Sheriffs at various places for the year 1857.
- (101.) Resolved—That a sum not exceeding Three thousand and thirty pounds be appropriated to Her Majesty towards defraying the expenses of the Department of General Sessions and County Court for the District of Melbourne for the year 1857.
- (102.) Resolved—That a sum not exceeding Six thousand seven hundred and sixty-seven pounds five shillings and one penny be appropriated to Her Majesty to defray the expenses of the Department of General Sessions and County Court for the North-Eastern District for the year 1857.
- (103.) Resolved—That a sum not exceeding Six thousand eight hundred and fifty pounds be appropriated to Her Majesty to defray the expenses of the Department of the General Sessions and County Court for the Western District for the year 1857.
- (104.) Resolved—That a sum not exceeding Thirty-eight thousand and one hundred pounds be appropriated to Her Majesty to defray the expenses of Petty Sessions for the year 1857.
- (105.) Resolved—That a sum not exceeding Four thousand four hundred and thirty pounds be appropriated to Her Majesty to defray the expenses of Coroners for the year 1857.
- (106.) Resolved—That a sum not exceeding Eight thousand pounds be appropriated to Her Majesty to defray the expenses of the Treasurer's Office for the year 1857.
- (107.) Resolved—That a sum not exceeding Twelve thousand four hundred and ten pounds be appropriated to Her Majesty to defray the expenses of Collectors and Paymasters in the Treasurer's Department for the year 1857.
- (108.) Resolved—That a sum not exceeding Three thousand and seven hundred pounds be appropriated to Her Majesty to defray the expenses of the Gold Office, Melbourne, for the year 1857.
- (109.) Resolved—That a sum not exceeding Three thousand six hundred and seventy pounds be appropriated to Her Majesty to defray the contingencies of the Treasurer's Department for the year 1857.
- (110.) Resolved—That a sum not exceeding Twenty thousand seven hundred and six pounds and five shillings be appropriated to Her Majesty towards defraying the expenses of the Post Office Melbourne for the year 1857.
- (111.) Resolved—That a sum not exceeding Four hundred and eighty-two pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the Post Office Williamstown for the year 1857.
- (112.) Resolved—That a sum not exceeding Three thousand one hundred and seventy-seven pounds and ten shillings be appropriated to defray the expenses of the Post Office Geelong for the year 1857.
- (113.) Resolved—That a sum not exceeding Three hundred pounds be appropriated to Her Majesty to defray the expenses of the Post Office Portland for the year 1857.
- (114.) Resolved—That a sum not exceeding Three hundred pounds be appropriated to Her Majesty to defray the expenses of the Post Office Belfast for the year 1857.
- (115.) Resolved—That a sum not exceeding Three hundred pounds be appropriated to Her Majesty to defray the expenses of the Post Office Warrnambool for the year 1857.
- (116.) Resolved—That a sum not exceeding One thousand eight hundred and eighty-two pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the Post Office Ballarat for the year 1857.
- (117.) Resolved—That a sum not exceeding One thousand two hundred and eighty-two pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the Post Office Castlemaine for the year 1857.
- (118.) Resolved—That a sum not exceeding One thousand and four hundred pounds be appropriated to Her Majesty to defray the expenses of the Post Office Sandhurst for the year 1857.
- (119.) Resolved—That a sum not exceeding One thousand and fifty pounds be appropriated to Her Majesty to defray the expenses of the Post Office Beechworth for the year 1857.
- (120.) Resolved—That a sum not exceeding One hundred and ten pounds be appropriated to Her Majesty to defray the expenses of the Post Office Maryborough for the year 1857.
- (121.) Resolved—That a sum not exceeding Four thousand nine hundred and twenty-five pounds be appropriated to Her Majesty to defray the expenses of Country Post Offices for the year 1857.
- (122.) Resolved—That a sum not exceeding Four thousand and seventy-three pounds be appropriated to Her Majesty to defray the contingencies of the Post Office for the year 1857.
- (123.) Resolved—That a sum not exceeding Fifty-nine thousand eight hundred and forty-two pounds be appropriated to Her Majesty to defray the expenses of the Conveyance of Mails for the year 1857.

- (124.) Resolved—That a sum not exceeding Six thousand five hundred and twenty-five pounds be appropriated to Her Majesty to defray the expenses of the Colonial Storekeeper's Department for the year 1857.
- (125.) Resolved—That a sum not exceeding Twelve thousand pounds be appropriated to Her Majesty to defray the expenses of Transport for the year 1857.
- (126.) Resolved—That a sum not exceeding Thirty-six thousand two hundred and forty pounds be appropriated to Her Majesty to defray the expenses of the Government Printer's Department for the year 1857.

The above resolutions, with the exception of the 42nd, 43rd and 52nd, were agreed to.
Ordered—That the said 42nd, 43rd and 52nd resolutions be re-committed.

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by the Honorable John Hodgson.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to reduce the Fee payable for certain Licenses,*" without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Thursday, 18th June, 1857.

And then the Messenger withdrew.

10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the third Order for to-day.

"Estimates—To be further considered in Committee."

11. CROWN LANDS BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—On the motion of Mr. Moore, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Tuesday, 7th July next.

12. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported progress, and obtained leave to sit again to-morrow.

13. CUSTOMS LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 30th June instant.

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

"Powers of Attorney Bill—Adoption of Report."

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 79.

WEDNESDAY, 24TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MR. BENNETT'S PETITION.—Mr. Heales, Chairman of the Select Committee to which this subject was referred, brought up the Report from the Committee, and moved that it be received.
Question—put and resolved in the affirmative.
Report ordered to be printed.
3. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY.—Mr. Langlands moved, That he have leave to withdraw the Petition from certain subscribers to "The Australian Fire and Life Insurance Company," presented by him on the 11th instant.
Question—put and resolved in the affirmative.
Mr. Langlands then presented a Petition from certain subscribers to a Joint Stock Company to be established and formed for the purpose of carrying on the business of Fire and Life Insurance in the Colony of Victoria, under the title of "The Australasian Fire and Life Insurance Company," praying that any Standing Orders of this House which may exist in relation to the bringing in of Private Bills might be suspended, and that the Petitioners might have leave to bring in a Bill to enable the Shareholders of a Joint Stock Insurance Company carrying on business in the Colony of Victoria, under the style or title of "*The Australasian Fire and Life Insurance Company*," to sue and be sued in the name of the Chairman for the time being of the Board of Directors of the said Company, and to limit the liability of such Shareholders, and for other purposes," on payment of the sum of £25 into the Treasury of the Colony in accordance with the Standing Orders heretofore in force in this Colony.
Petition ordered to lie on the Table.
4. PETITIONS.—Mr. Hughes presented a Petition from certain Licensed Victuallers of the City of Melbourne, praying the House to remove the difficulties which at present exist for re-hearing applications, by passing a Bill appointing another Licensing Session in the month of July, at which their applications might be re-heard.
Ordered to lie on the Table.
Mr. Aspinall presented a Petition from David Douglas Chambers, late Sub-Inspector of Police, praying the House would take his case, as set forth in the Petition, into consideration, and take such steps in the matter as to the House might seem expedient to meet the merits of the case.
Ordered to lie on the Table.
On the motion of Mr. Aspinall the Petition was read by the Clerk.
Mr. Grant presented a Petition from James Forester Sullivan, styling himself Chairman of a public meeting of the Merchants, Miners, Landowners, Storekeepers and others, of the township of Sandhurst and district of Bendigo, praying the House to take the statements set forth in the Petition into consideration, and moved that it do lie on the Table.
Petition read by the Clerk.
Question—That it do lie on the Table—put and resolved in the affirmative.
5. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Eleventh Report from the Printing Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the Notices of Motion on the Paper for to-day.
7. BALLAARAT MAIN ROAD—OCCUPANTS OF CROWN LANDS.—Mr. Colin Campbell moved, pursuant to notice, for copies of all correspondence with reference to the claims made for compensation by the occupants of Crown Lands on the frontages of the Ballaarat Main Road.
Question—put and resolved in the affirmative.

8. ABORIGINES.—Mr. C. Campbell moved, pursuant to notice, That the Petition presented by him, on the subject of the Aborigines, be printed.

Debate ensued.

Question—put and resolved in the affirmative.

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

“ *Estimates—To be further considered in Committee,*” until Tuesday, 30th June instant.

“ *Gold Fields Management Bill (2°)—Second reading,*” until Wednesday, 1st July next.

“ *Audit Bill—To be further considered in Committee,*” until Tuesday, 30th June instant.

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

“ *Electoral Act Amendment Bill—To be further considered in Committee,*” until Wednesday, 1st July next; and

“ *Powers of Attorney Bill—Adoption of Report,*” until Tuesday, 30th June instant; and

“ *Gold Fields Management Bill (3°)—Second reading,*” until Wednesday, 1st July next.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 80.

TUESDAY, 30TH JUNE, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a Return to a Writ he had issued for the election of a Member for the Electoral District of East Bourke, by which it appeared that Augustus Frederick Adolphus Greeves, Esq., was duly elected Member for the said Electoral District.
3. PAPERS.—Mr. Moore presented—
 Carlton Gardens.—Return to an Order of the Assembly dated 3rd March, 1857, for a Copy of Correspondence between the Government and the Corporation of Melbourne relative to the conditions upon which the Government placed the conservancy of Carlton Gardens and Fitz Roy square under the control of the Corporation.
 Ordered to lie on the Table.
4. PETITIONS.—Mr. Aspinall presented a Petition from certain Victorian colonists, inhabitants of the district of Maryborough, praying that the land may be at once thrown open to the *bonâ fide* cultivator at five shillings an acre, and that they be surveyed as soon as practicable for that purpose, and that the actual settler be permitted to enter at his own free choice upon any of the unalienated lands of the State whether they have been surveyed or not, and to occupy the same to such an extent as may constitute a substantial farm (say 200 acres), and that such settler having shewn by affidavit that he has executed a reasonable amount of improvement on such land, and that it is his homestead, may thereupon acquire the right to purchase the same, without auction, at the general upset price, whenever the district in which the same is situate might be brought to public sale; and further, that all freeholders and all holders of miners' rights be entitled to use the waste lands of the Colony as "common lands," for the purpose of depasturing their cattle.
 Petition ordered to lie on the Table.
 Dr. Embling presented a petition from Nathaniel Lipscomb Kentish against the passing of any Bill respecting Penal Discipline until the House has taken into consideration the facts and suggestions of the petitioner in favor of more lenient, impartial, and reformatory modes of discipline.
 Petition ordered to lie on the Table.
 Mr. Aspinall presented a petition from certain members of the Local Court for the district of Fryer's Creek, praying that prompt and energetic measures might be adopted to prevent the further increase in this colony of a race so injurious as the Chinese to the moral, social, and commercial interests of the community.
 Petition ordered to lie on the Table.
 Mr. Wood presented a Petition from certain Miners, Storekeepers and others residing in the Township of Beechworth and the immediate vicinity, praying the House to take the subject matter of this Petition into consideration, and to expunge clause No. 6 of the new Bill for the Management of the Gold Fields, so far as it relates to the one mile boundary restriction.
 Petition ordered to lie on the Table.
5. PAPERS.—Mr. Ebden presented—
 Return of Supernumerary Professional Officers employed in the department of Public Works, shewing their number, rates of pay, and work performed from 1st January to 30th June, 1857.
 Ordered to lie on the Table.
6. PETITIONS.—Mr. Wood presented a Memorial from James Ross, styling himself Chairman of the Committee of Nine Mile, in the District of the Ovens, appointed by a Public Meeting of the Miners of Snake Valley, held June 6th, 1857, to act in their behalf, expressing the desire of the Memorialist that the House would give the subject matter of the Memorial all due consideration.
 Ordered to lie on the Table.

7. **RAILWAYS.**—Capt. Clarke, Chairman of the Select Committee of this House on Railways, brought up from the Committee Progress Report No. 5, and moved that it be received and the evidence printed.
Question—put and resolved in the affirmative.
8. **MEMORIAL.**—Dr. Owens presented a Memorial from James Maclean, styling himself Chairman of a public meeting of the people of Dunolly, praying the House to take the statements set forth in the memorial into favourable consideration.
Ordered to lie on the Table.
Memorial read by the Clerk.
9. **MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.**—Mr. D. S. Campbell, chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee.
Ordered to lie on the Table.
10. **COLONIAL INSURANCE COMPANY'S BILL.**—Mr. Lalor, by leave of the Assembly, moved, That he be relieved from attendance on the Select Committee on this Bill.
Question—put and resolved in the affirmative.
11. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—Mr. Humffray, by leave of the Assembly, moved, That the Committee of Elections and Qualifications have leave to resume its sittings on Tuesday next at eleven o'clock, for the disposal of the remaining business referred to it.
Question—put and resolved in the affirmative.
12. **ADJOURNMENT.**—Mr. Ebdon, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Thursday next at four o'clock.
Question—put and resolved in the affirmative.
13. **VOTING BY MEMBERS PERSONALLY INTERESTED.**—Mr. Brooke moved, pursuant to notice, That the practice of Members voting on questions or Bills in which they have a direct pecuniary interest is a violation of the Standing Orders of Parliament, and calculated to impair the integrity of this House; and that the names of Members so interested who voted for the second reading of the Crown Lands Bill, be expunged from the division list.
Debate ensued.
Mr. O'Shanassy moved that the question be divided.
Question—That the question be divided—put and negatived.
Debate further continued.
The House having requested Mr. Speaker to give his opinion upon the question: Mr. Speaker said, that according to the practice of the Imperial Parliament he did not consider that the Crown Lands Bill came within the rule prohibiting members having a pecuniary interest in the measure from voting upon it.
Question—That the practice of Members voting on questions or Bills in which they have a direct pecuniary interest, is a violation of the Standing Orders of Parliament, and calculated to impair the integrity of this House; and that the names of Members so interested who voted for the second reading of the Crown Lands Bill, be expunged from the division list—put and negatived.
14. **MR. W. STEWART.**—Mr. Grant moved, pursuant to *amended* notice, that an Address be presented to His Excellency the Governor requesting His Excellency to lay on the Table of this House a copy of the Petition of William Stewart, recently presented to him.
Question—put and resolved in the affirmative.
15. **LICENSED VICTUALLERS.**—Mr. Hughes moved, pursuant to notice, That the Petition of the Licensed Victuallers, presented by him on the 24th instant, be printed.
Debate ensued.
Question—put and resolved in the affirmative.
16. **MR. D. D. CHAMBERS.**—Mr. Aspinall moved, pursuant to *amended* notice, for copies of the following papers—
January 28.—Report of the Board appointed to investigate the case of Mr. Chambers and Mr. Evans, and letter accompanying same from Mr. Chambers to Mr. C. J. Griffith, Chairman of the Board.
Also Report of the first Board and Evidence taken before them.
Correspondence afterwards between Mr. Chambers and the Government, viz. :—
February 24.—Letter from Mr. Chambers to Chief Secretary, asking for a decision on the Report.
March 14.—Letter from Chief Secretary to Mr. Chambers, stating the decision of the Government.
March 14.—Letter from Mr. Chambers to Chief Secretary, asking for a copy of the Report.
March 21.—Letter from Mr. Chambers to Chief Secretary, respecting same.
March 23.—Letter from Chief Secretary to Mr. Chambers, informing him he might peruse the Report.
March 27.—Letter from Mr. Chambers to the Chief Secretary, requesting a re-consideration of the decision.
April 9.—Letter from Chief Secretary to Mr. Chambers in reply.
April 13.—Letter from Mr. Chambers to the Chief Commissioner of Police.
April 16.—Letter from Chief Commissioner of Police to Mr. Chambers.
April 23.—Letter from Mr. Chambers to the Chief Secretary, stating he held himself in readiness to undertake any suitable employment.

June 5.—Letter from Mr. Chambers to the Chief Secretary, to the same effect.
 June 20.—Letter from Chief Secretary to Mr. Chambers, replying thereto.

Debate ensued.

Question—put and resolved in the affirmative.

17. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported progress and obtained leave to sit again on Thursday, 2nd July next.

18. MELBOURNE MARKETS BILL.—Mr. Moore moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 On the motion of Mr. Moore, the Assembly ordered that this Bill be committed to a Committee of the whole Assembly.
 And on the further motion of Mr. Moore, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole upon this Bill.
 The Chairman reported progress and obtained leave to sit again Tuesday, 7th July next.

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

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

“ *Australian Insurance Company's Bill—Second reading,*” and

“ *Mining on Private Property Bill—Second reading,*” until Tuesday, 7th July next.

“ *County Courts Bill—To be further considered in Committee,*” until Friday, 10th July next.

“ *Standing Orders—Resolutions in Committee—to be reported,*” until Tuesday, 7th July next.

“ *Audit Bill—To be further considered in Committee,*” until Thursday, 2nd July next.

“ *Gold Fields Management Bill (2^o)—Second reading.*”

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

“ *Electoral Act Amendment Bill—To be further considered in Committee,*” and

“ *Gold Fields Management Bill (3^o)—Second reading,*” until Thursday, 2nd July next.

20. FRIENDLY SOCIETIES BILL.—Mr. Heales moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.

On the motion of Mr. Heales, the Assembly ordered that this Bill be committed to a Committee of the whole Assembly.

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

The Chairman reported progress and obtained leave to sit again Tuesday, 7th July next.

21. CUSTOMS LAW CONSOLIDATION BILL.—On the motion of Mr. Fellows, the Order of the Day for the consideration of the Report from the Committee of the whole on this Bill was discharged.

On the further motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Thursday, 2nd July next.

22. POWERS OF ATTORNEY BILL.—On the motion of Mr. Fellows, the Order of the Day for the consideration of the Report from the Committee of the whole on this Bill, was discharged.

On the further motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Thursday, 2nd July next.

Assembly adjourned at twenty-four minutes to twelve o'clock until four o'clock on Thursday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 81.

THURSDAY, 2ND JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBER.—Mr. Greeves having taken the Oath, and handed to the Clerk at the Table the following Declaration, took his seat in the Assembly as Member for the Electoral District of East Bourke:—

“I, AUGUSTUS F. A. GREEVES, do declare and testify that I am duly seised at law or in equity of an estate of freehold, for my own use and benefit, in lands or tenements in the Colony of Victoria, of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Melbourne, in the county or reputed county of _____, the description of which land and tenements are as follow: city allotment 12, sec. 12; and parish of Prahran, allotment D of portion 72, in the county of or reputed county of Bourke, the descriptions of which lands and tenements are as follow:

Lands and tenements.

And I further declare, that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a member of the Legislative Assembly of the Colony of Victoria.

(Signed)

“AUGUSTUS F. A. GREEVES.”

3. STANDING ORDERS COMMITTEE.—Mr. Horne, on behalf of Mr. Speaker, Chairman, brought a Report from the Standing Orders Committee, with the Draft Standing Orders relating to Private Bills annexed.

Ordered to be printed, and taken into consideration, Tuesday, 7th July instant.

4. PETITIONS.—Mr. Wood presented a Petition from William Jardine Smith, praying the House would take the statements set forth in the Petition into consideration, and pass such resolution as would secure to the petitioner his just and legal rights.

Petition read by the Clerk.

Ordered to lie on the Table.

Mr. Humffray presented a Petition from the subscribers who are shareholders in a company intended to be established for the purpose of lighting Ballaarat with gas, and furnishing a supply of gas adequate to meet the wants of the municipalities of Ballaarat East and Ballaarat West, to be called “The Ballaarat Gas Company,” praying that any Standing Orders of this House which might exist in relation to the bringing in of Private Bills might be suspended, and that Petitioners might have leave to bring in a Bill to incorporate the shareholders of “The Ballaarat Gas Company” and for other purposes, on payment of the sum of £25 into the Treasury of the Colony, in accordance with the Standing Orders heretofore in force in this Colony.

Ordered to lie on the Table.

Mr. Syme presented a Memorial from James Maclean, styling himself Chairman, and Francis Quinlan, styling himself Secretary, of the Committee of Progress of Dunolly, praying the House immediately to introduce a Bill for increasing the number of representatives, the extension of the franchise, and equalisation of the electoral districts; and that until those benefits are realised, it would not only be injudicious, but prejudicial to the best interests of the people of this Colony, to pass the present Lands Bill now before this House.

Memorial read by the Clerk.

Ordered to lie on the Table.

Mr. Sladen presented a Petition from certain owners of property in Corio-place, Brougham-place, and immediate neighbourhood, praying that the Geelong and Melbourne Railway Act Amendment Bill, now before this House, might not be allowed to pass, and that no power might be given to the Geelong and Melbourne Railway Company to pass Corio-terrace on a level.

Ordered to lie on the Table.

5. STATE AID TO RELIGION.—Mr. Michie brought up, pursuant to resolution of this House, passed 2nd June last, a Bill, intituled "*A Bill to abolish State Aid to Religion after the 31st of December, 1859,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time, ordered to be printed, and read a second time Wednesday, 8th July instant.
6. PAPERS.—Mr. Haines presented, pursuant to Act of Council, 18 Victoria No. 37 :—
Avoca.—Local Court Regulations.
Ordered to be printed.
Mr. Haines also presented—
Lunatics in Gaols, &c.—Return to an Order of the Assembly, dated 5th June, 1857, for—
(1.) A Return of the number of the Lunatics confined in the gaols and other public buildings of the Colony of Victoria, on the 1st June, 1857 (excepting the Yarra Bend Asylum), distinguishing the cause or causes of such lunacy, and the number of those whose friends are able to contribute to their support.
(2.) A Return from the Yarra Bend Asylum of the number of patients whose friends are able to contribute to their support.
Ordered to lie on the Table.
7. PETITIONS.—Mr. Davis presented a Petition from certain inhabitants and resident landowners of the upper and lower district of Gipps Land, in favor of the formation and completion of the road north of the port towns in Gipps Land.
Petition read by the Clerk.
Ordered to lie on the Table.
Mr. Aspinall presented a Petition from Edward Barker, of Bourke-street, in the City of Melbourne, surgeon, and Alexander McLean Hunter, of Laverton, in the County of Bourke, settler, praying that in the Bill now before the House, promoted by the Geelong and Melbourne Railway Company, for the purpose of amending their Act, this House would provide for the case of the petitioners, and other persons similarly circumstanced, by introducing an additional section or sections in the words or to the effect therein set forth, or that in case the said Company should oppose the introduction of any such section or sections, that then this House would refer the said Bill, promoted by the said Company, to a Committee as an opposed private Bill, and to direct that the petitioners by themselves, their counsel or agents, might be heard before the said Committee in support of the premises and against the said Bill without such additional section or sections as aforesaid.
Ordered to lie on the Table.
Mr. Blair presented a Petition from William Charles Hayes, of Maiden's Punt, praying the House to direct an enquiry to be made into all the circumstances set forth in the Petition, and to direct the production of all papers and documents connected therewith, as to this House should seem meet.
Petition ordered to lie on the Table.
Mr. Brooke presented a Memorial from certain residents and owners of property contiguous to streets now closed and streets crossed on a level contrary to the provisions of the Geelong and Melbourne Railway Acts, praying that the Geelong and Melbourne Railway Act Amendment Bill might not be allowed to pass.
Ordered to lie on the Table.
8. LANG AND DRAKE'S COMMITTEE.—Mr. Syme, by leave of the Assembly, moved, That the name of Mr. Greeves be added to the Committee on Lang and Drake's case.
Question—put and resolved in the affirmative.
9. ESTIMATES.—The Order of Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again to-morrow, to take precedence of all other Orders of the Day.
10. CUSTOMS LAW CONSOLIDATION BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole on this Bill, and ordered the Bill to be read a third time on Tuesday, 7th July instant.

11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Audit Bill—To be further considered in Committee,*” until to-morrow.
 - “ *Gold Fields Management Bill (2^o)—Second reading,*” until Thursday, 9th July instant, to take precedence of all other Orders of the Day.
 - “ *Gold Mining on Private Property Bill—Second reading,*” until Wednesday, 8th July instant; and
 - “ *Electoral Act Amendment Bill—To be further considered in Committee,*” until Thursday, 9th July instant.
12. **AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.**—Mr. Langlands moved, pursuant to notice, That the Petition presented by him on Wednesday, the 24th June last, be taken into consideration, and the prayer thereof granted.
- Question—put and resolved in the affirmative.
- Mr. Langlands then brought up a Bill, intituled “ *A Bill to enable the Shareholders of a Joint Stock Insurance Company, carrying on business in the Colony of Victoria under the style or title of ‘ The Australasian Fire and Life Insurance Company,’ to sue and be sued in the name of the Chairman for the time being of the Board of Directors of the said Company, and to limit the liability of such Shareholders, and for other purposes,*” and moved that it be now read a first time.
- Question—put and resolved in the affirmative.
- Bill read a first time, and ordered to be read a second time Tuesday, 7th July instant.
13. **MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.**—Mr. D. S. Campbell moved, pursuant to notice, That the consideration of the Report upon the Melbourne and Hobson's Bay Railway Act Amendment Bill be made an Order of the Day for Tuesday next.
- Question—put and resolved in the affirmative.
14. **POWERS OF ATTORNEY BILL.**—On the motion of Mr. Fellows the Assembly adopted the Report from the Committee of the whole on this Bill, and ordered the Bill to be read a third time Tuesday, 7th July instant.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Geelong and Melbourne Railway Act Amendment Bill—Second reading,*” until Thursday, 16th July instant; and
 - “ *Gold Fields Management Bill (3^o)—Second reading,*” until Thursday, 9th July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 82.

FRIDAY, 3RD JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION.—Mr. Speaker announced to the Assembly that he had received a communication from Capt. Pasley, stating that he had accepted an office of profit under the Crown.
3. PETITIONS.—Mr. Heales presented a Petition from James Patrick Main, of the City of Melbourne, contractor, praying the House would take his Petition into consideration, and to cause inquiry to be made into the unadjusted accounts for the erection of Prince's Bridge, and to make such order thereon as this House might consider in accordance with right and justice.
Petition ordered to lie on the Table.
Mr. King presented a Petition from certain inhabitants and landowners of the Upper District of Gipps Land, praying that a General Sessions and County Court should be at once instituted and appointed at Sale; so that the same might be opened immediately after the next Sessions at Alberton.
Petition ordered to lie on the Table.
Mr. Wood presented a Memorial from certain Miners in the District of Yackandandah, on the subject of the Bill for Mining on Private Property.
Memorial ordered to lie on the Table.
Mr. Wood presented a Memorial from certain residents of the Town and District of Yackandandah on the subject of the Crown Lands Bill.
Ordered to lie on the Table.
Mr. Wood presented a Memorial from certain miners of the District of Yackandandah on the subject of the Bill for the Management of the Gold Fields.
Ordered to lie on the Table.
Mr. Aspinall presented a Petition from certain householders, landholders, and inhabitants of the Kyneton Boroughs, praying the House would reject the Lands Bill and not allow it to become law, and that no legislation upon the subject be attempted until a more full and fair representation of the people takes place in the Legislature of this Colony.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the twelfth Report from this Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
5. RAILWAYS.—Mr. Moore, on behalf of Capt. Clarke, Chairman, brought up a Progress Report from the Railway Committee, and moved that it be received and the evidence printed.
Question—put and resolved in the affirmative.
6. SUPPLY OF WATER TO THE GOLD FIELDS.—Dr. Owens moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the whole, for the purpose of considering the following resolution :—
That with a view to the efficient supply of Water for the Gold Fields, the Agricultural Districts, and for the general use of the Country, it is expedient to present an Address to His Excellency the Governor, praying that he will be pleased to issue a Commission to ascertain and report upon the natural resources within the Colony for forming, aided by engineering appliances, if required, a general system of running water courses, and particularly to determine upon the feasibility and the most economic mode of deriving such water supply from the permanent sources of the large rivers of the Colony; and that His Excellency will be pleased to cause to be placed on the Estimates a sum sufficient to meet the proper and reasonable expenses of the Commission.
Debate ensued.
Question—put and negatived.

7. FINES APPROPRIATION BILL.—Mr. Ebdon moved, pursuant to notice, for leave to bring in a Bill to authorise the payment of certain moieties of fines, and also unclaimed moneys received under the Impounding Act, into the Consolidated Revenue.
Question—put and resolved in the affirmative.
8. OATHS OF OFFICE BILL.—Mr. Michie having, pursuant to notice, moved for and obtained leave to bring in a Bill to assimilate and simplify the oaths of qualification for office, brought up a Bill intituled "*A Bill to assimilate and simplify the Oaths of Qualification for Office,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Friday, 17th July instant.
9. PENSIONS BILL.—Mr. Ebdon moved, pursuant to notice, for leave to bring in a Bill for the confirmation and allowance of certain pensions.
Question—put and resolved in the affirmative.
10. ORPHAN APPRENTICES BILL.—Mr. Michie having, pursuant to notice, moved for and obtained leave to bring in a Bill to provide for the apprenticing of orphan and other children, brought up a Bill intituled "*A Bill to provide for the Apprenticing of Orphan and other Children,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 17th July instant.
11. MR. EDWARD HILL.—Capt. Clarke moved, pursuant to notice, That the Petition of Edward Hill, gold miner, presented on the 18th instant, be referred to the Select Committee sitting on the claim of John Mechosk.
Question—put and resolved in the affirmative.
12. CROWN LANDS BILL.—Mr. Greeves moved, pursuant to notice given by Mr. Grant, That the Petition from certain merchants, miners, landowners, storekeepers and others of the township of Sandhurst and district of Bendigo, presented by him on the 24th instant, be printed.
Debate ensued.
Motion, by leave, withdrawn.
13. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again Wednesday, 8th July instant.
14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
"*Juries Bill—To be further considered in Committee,*" and
"*Scab Bill—To be committed, until Friday, 17th July instant; and*
"*Audit Bill—To be further considered in Committee,*" until Wednesday, 8th July instant.
15. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Humffray, by leave of the Assembly, moved, That the Committee of Elections and Qualifications be now dissolved.
Question—put and resolved in the affirmative.
Assembly adjourned at twenty-one minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 83.

TUESDAY, 7TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Dr. Embling presented a Petition from William Boulter, styling himself chairman, and John Tilston, styling himself secretary of Local Committee of the ratepayers of Lower Collingwood, of the Municipality of East Collingwood, praying the House to take such steps as might appear best to relieve the Petitioners from the evil of which they complain. Petition read by the Clerk, and ordered to lie on the Table.
3. PORT ALBERT SHIPPING POINT.—Mr. King, Chairman, brought up the Report from the Committee and moved that it do lie on the Table.
Question—put and resolved in the affirmative.
Report and Evidence ordered to be printed.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—A Message from the Legislative Council by the Honorable John Hodgson :—

MR. SPEAKER,

A difficulty having arisen from the absence of Joint Standing Orders, regulating the manner in which amendments which have been proposed by the Governor and adopted by the two Houses of Legislature should be incorporated in the original Act, the Members of the Legislative Council invite the Members of the Legislative Assembly to appoint an early day on which the respective Committees on Standing Orders of the two Houses may confer on the subject of Joint Standing Orders, and for this purpose the Members of the Legislative Council herewith send a copy of Joint Standing Orders to which they have agreed in committee, and to which they invite the concurrence of the other House upon the same being approved by the Committees of Standing Orders of the two Houses.

J. F. PALMER,
President.

Legislative Council Chamber,
7th July, 1857.

And the messenger then withdrew.

5. PETITIONS.—Mr. Aspinall presented a Petition from certain members of the Municipal Council of Maryborough, praying that a more liberal measure than the Crown Lands Bill might be introduced, which might hold out some inducement to the industrious classes to settle in the country, by enabling them to obtain possession of a fair share of land for cultivation, at as low a rate as possible, with all privileges of commonage.
Ordered to lie on the Table.
Mr. Brooke presented a Petition from certain inhabitants of the district of Prahra, adopted at a public meeting, praying the House to postpone the settlement of the Land Bill now before this House until the people of this Colony are fully and fairly represented.
Petition read by the Clerk, and ordered to lie on the Table.
Mr. Grant presented a Petition from certain gold miners and others upon the Heathcote gold fields, praying that the Crown Lands Bill might not be permitted to become a law.
Ordered to lie on the Table.
Mr. Humffray presented a Petition from certain storekeepers, miners, and others, in the district of Buninyong, praying the House would take into serious consideration the various subjects reserred to in the Petition, the same being of vital importance to the petitioners and the country at large.
Petition read, and ordered to lie on the Table.
6. PAPERS.—Mr. Moore presented—
Mr. Rd. Woolley.—Amended Report in the matter of Mr. R. Woolley.
Ordered to be printed.

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

Pensions Bill.

HENRY BARKLY,
Governor.

Message, No. 8.

In pursuance of the provisions of the Act 18 and 19 Victoria, cap. 55, the Governor transmits to the Legislative Assembly for its consideration the draft of "A Bill for the confirmation and allowance of certain Pensions."

Government Offices,
Melbourne, 7th July, 1857.

Ordered to be printed.

Mr. Ebden then moved, That the Bill accompanying the above Message be now read a first time.

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

Fines Appropriation Bill.

HENRY BARKLY,
Governor.

Message, No. 9.

In pursuance of the provisions of the Act 18 and 19 Victoria, cap. 55, the Governor transmits to the Legislative Assembly for its consideration the draft of "A Bill to authorise the payment of certain Moieties of Fines, and also Unclaimed Moneys received under the Impounding Act, into the Consolidated Revenue."

Government Offices,
Melbourne, 7th July, 1857.

Ordered to be printed.

Mr. Ebden moved, That the Bill accompanying the above Message be now read a first time.

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

8. PRINTING REPORT.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the thirteenth Report from the Printing Committee, and moved that it be received and printed.

Question—put and resolved in the affirmative.

9. DUTY ON CONFECTIONERY.—Mr. Heales moved, pursuant to amended notice, That this House do to-morrow resolve itself into a Committee of the whole, to consider the propriety of adopting the following resolutions:—

(1.) That the admission of confectionery, duty free, inflicts hardship upon the manufacturers of confectionery in this colony, who are compelled to the present time to pay a duty of six shillings per cwt. on the sugar which they use.

(2.) That this House, taking into consideration the foregoing circumstances, is of opinion that a duty of six shillings per cwt. ought to be levied upon all descriptions of imported confectionery, and that a Bill for levying such duty ought to be immediately introduced.

Debate ensued.

Question—put and negatived.

10. CROWN LANDS BILL.—Mr. Aspinall moved, pursuant to notice, That this House having been elected by less than half the male adult population of the country, and on a system which confessedly distributes the representative power unfairly, and having itself affirmed the necessity of extending the franchise and increasing and re-distributing the representatives of the people, considers it both inexpedient and unjust to entertain the momentous question of the settlement of the public lands till after the election of a reformed Parliament by the whole body of the people.

Debate ensued.

Mr. Grant having stated that he was desirous of presenting a Petition to the Assembly, and objection being taken thereto, Mr. Grant by leave of the Assembly moved, That the Standing Orders respecting the presentation of Petitions be suspended.

Question—that the Standing Orders respecting the presentation of Petitions be suspended—put. Assembly divided.

Ayes, 23.

Mr. Aspinall,
Mr. Baragwanath,
Mr. Blair,
Mr. C. Campbell,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Grant,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Horne,
Mr. Hughes,

Noes, 27.

Mr. Beaver,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Griffith,
Mr. Heales,
Mr. Humfray,
Mr. King,
Mr. Lalor,
Mr. McCulloch,

Ayes—*continued.*

Mr. Johnson,
Mr. McDougall,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Snodgrass,
Mr. Syme,
Mr. Brooke, } *Tellers.*
Mr. Fyfe, }

Noes—*continued.*

Mr. Michie,
Mr. Moore,
Mr. O'Brien,
Mr. Palmer,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Goodman, }

Debate further continued.

Question—That this House having been elected by less than half the male adult population of the country, and on a system which confessedly distributes the representative power unfairly, and having itself affirmed the necessity of extending the franchise and increasing and re-distributing the representatives of the people, considers it both inexpedient and unjust to entertain the momentous question of the settlement of the public lands till after the election of a reformed Parliament by the whole body of the people—put.

Assembly divided.

Ayes, 19.

Mr. Aspinall,
Mr. Baragwanath,
Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Mr. Fyfe,
Mr. Harker,
Mr. Horne,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Syme,
Mr. Wood,
Mr. Grant, } *Tellers.*
Mr. Hughes, }

Noes, 29.

Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebdon,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Palmer,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Snodgrass,
Mr. Ware,
Mr. Wills,
Mr. Goodman, } *Tellers.*
Mr. Service, }

And so it passed in the negative.

11. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of "The Electoral Act, 1856," Mr. Speaker laid upon the Table the following Warrant appointing "The Committee of Elections and Qualifications:—"

VICTORIA.

Pursuant to the provisions of "The Electoral Act of 1856." I do hereby appoint

John Basson Humffray, Esq.,
George Samuel Wegg Horne, Esq.,
George Harker, Esq.,
Edward Henty, Esq.,
Travers Adamson, Esq.,
Henry Langlands, Esq.,
John Dennistoun Wood, Esq.,

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

Given under my hand this seventh day of July, 1857.

FRAN^s. MURPHY,
Speaker.

12. MR. W. J. SMITH.—Mr. Wood moved, pursuant to amended notice, That the Petition of William Jardine Smith be printed, and taken into consideration on Friday.
Question—put and negatived.
13. PROGRESS COMMITTEE, DUNOLLY.—Mr. Syme moved, pursuant to notice, That the Petition presented by him from the Progress Committee at Dunolly, be printed.
Question—put and negatived.
14. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged :—
“ *Australian Insurance Company's Bill*,” second reading.
15. MELBOURNE MARKETS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read,—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration to-morrow.
16. FRIENDLY SOCIETIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Friday, 10th July instant.
17. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Crown Lands Bill—To be further considered in Committee*,” until to-morrow.
“ *Mining on Private Property Bill—Second reading*,” until Tuesday, 14th July instant.
“ *Standing Orders—Resolutions in Committee—to be reported*,” until to-morrow, (to take precedence).
“ *Standing Orders relating to Private Bills—to be committed*,” until Thursday, 9th July instant, and
“ *Customs Law Consolidation Bill—Third reading*.”
“ *Australasian Fire and Life Insurance Company's Bill—Second reading*,”
“ *Melbourne and Hobson's Bay Railway Act Amendment Bill—Adoption of Report*,” and
“ *Powers of Attorney Bill—Third reading*,” until Friday, 10th July instant.
- Assembly adjourned at twelve minutes to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 84.

WEDNESDAY, 8TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker again laid upon the Table of the Assembly the Warrant for appointing "*The Committee of Elections and Qualifications.*"
3. PETITIONS.—Mr. Humffray presented a Petition from certain inhabitants of the district of Ballaarat, adopted at a public meeting, praying the House would refuse to sanction the proposed Crown Lands Bill; further, that the House will refuse to pass the Bill for the better management of the Gold Fields; and further also, not to pass any of the Bills referred to in the Petition, but pass an Act to increase the number of its members, extend the elective franchise, and equalize the electoral districts; and that the House should then be dissolved, and a new election appointed to take place on a broader basis, so as to secure in the House of Assembly a fair representation of every portion of the country.
 Petition read by the Clerk.
 Mr. Humffray moved—That the Petition do lie on the Table.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Dr. Owens presented a Petition from certain farmers, market gardeners, and others residing in and around the district of Lockwood, requesting the House to refuse assent to the proposed Land Bill, and to take the statements set forth in the Petition into consideration.
 Petition read by the Clerk, and ordered to lie on the Table.
 Mr. Haines presented a Petition from James Harrison, of Geelong, now temporarily residing in London, praying the House would not overlook the facts set forth in the Petition, but would take such steps for the construction, without delay, of a railroad directly connecting Ballaarat with Geelong, as to the House might seem meet.
 Ordered to lie on the Table.
 Mr. Grant presented a Petition from certain merchants, miners, landowners, storekeepers and others, residing in and around the township of Sandhurst and district of Bendigo, praying the House to take the statements therein set forth into consideration.
 Petition read, and ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 "*Standing Orders—Resolutions in Committee—to be reported,*" until Wednesday, 15th July instant.
 "*State Aid Abolition Bill—Second reading,*" until to-morrow; and
 "*Gold Mining on Private Property Bill—Second reading,*" until Friday, 10th July instant.
5. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.
 Question—put and resolved in the affirmative.
 Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman reported progress, and obtained leave to sit again to-morrow.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 14th July instant :—
“Audit Bill—To be further considered in Committee.”
“Crown Lands Bill—To be further considered in Committee”—(To take precedence of all other Orders of the Day.)
7. **MELBOURNE MARKETS BILL.**—On the motion of Mr. Fellows, the Order of the Day for the consideration of the Report from the Committee of the whole on this Bill was discharged. On the further motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill. The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Friday, 10th July instant.
8. **RAVENSWOOD STATION.**—Mr. Fellows moved, pursuant to notice given by Mr. Rutledge, for the correspondence between Messrs. Smith and Willan, the Crown Solicitor, and the Chief Secretary, in the matter of the application of Messrs. J. B. and A. Motherwell and F. Fenton, for a transfer of the Ravenswood Station to F. Fenton.
 Question—put and resolved in the affirmative.
9. **JOINT STANDING ORDERS.**—Mr. Haines, by leave of the Assembly, moved, That the Message from the Legislative Council respecting Joint Standing Orders, be referred to the Standing Orders Committee, with instructions to communicate thereon on an early day with the Standing Orders Committee of the Legislative Council.
 Question—put and resolved in the affirmative.
- Assembly adjourned at eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 85.

THURSDAY, 9TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Ebden presented—
Finance.—Balance Sheet for the Year 1855.
Ordered to be printed.
3. PETITION.—Mr. Beaver presented a Petition from certain inhabitants of Belfast and its vicinity, praying that in every district suitable agricultural land be set apart for selection in quantities of not less than 100 acres, at the ordinary upset price, the payment for the same to be by deposit of 10 per cent. annually; or by leasing such lands for ten years with right of purchase.
Ordered to lie on the Table.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing the Committee of Elections and Qualifications was again laid upon the Table.
5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message by the Usher of the Legislative Council—
MR. SPEAKER,
The Governor desires the immediate attendance of this Honorable House in the Legislative Council.
Accordingly Mr. Speaker, with the House, went to the Legislative Council, and being returned
Mr. Speaker reported that the House had been at the Legislative Council, when His Excellency was pleased to give the Royal Assent to the Bills following, viz. :—
“ *An Act to amend the Law relating to Bills of Lading.*”
“ *An Act to amend the Law relating to Drafts or Checks on Bankers.*”
“ *An Act for granting a Duty of Customs on Opium.*”
“ *An Act to consolidate and amend the Law of Evidence.*”
“ *An Act to reduce the Fee payable for certain Licenses.*”
6. CALL OF THE HOUSE.—Mr. Michie moved, pursuant to notice, That the House, on its assembling on Wednesday, 15th July instant, be called over, and that the Order of the Day for the second reading of the Bill for the abolition of State Aid to Religion after the 31st day of December, 1859, be postponed until Wednesday, the 15th day of July instant.
Question—That the House, on its assembling on Wednesday, 15th July instant, be called over—put and resolved in the affirmative.
Question—That the Order of the Day for the second reading of the Bill for the abolition of State Aid to Religion after the 31st day of December, 1859, be postponed until Wednesday, the 15th day of July instant—put and resolved in the affirmative.
7. GOLD FIELDS MANAGEMENT BILL (2^o).—Mr. Haines moved, That this Bill be “now” read a second “time.”
Debate ensued.
Mr. Humfray moved, That the word “now” be omitted, and that the words “this day six months” be added to the word “time.”
8. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Honorable John Hodgson :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly, that they have agreed to the Bill, intituled, “*An Act for the continuation of expiring Laws,*” without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
9th July, 1857.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to provide for Emigration from the United Kingdom, and for other purposes,*" and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
9th July, 1857.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act for appointing and empowering Commissioners to examine and report upon claims to Land in the Colony of Victoria, and to enable His Excellency the Governor to appoint the Commissioners and to issue the certificates for the Land favorably reported upon,*" to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
9th July, 1857.

And the Messenger then withdrew.

On the motion of Mr. Greeves, the Bill accompanying the last Message, was read a first time, ordered to be printed, and read a second time Thursday, 16th July instant.

9. GOLD FIELDS MANAGEMENT BILL (2^o).—Debate continued.

Question—that the word "now" proposed to be omitted stand part of of the question—put.
Assembly divided.

Ayes, 27.
Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Michie,
Mr. Palmer,
Mr. Phelan,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Wood,
Capt. Clarke, } *Tellers*.....
Mr. Mr. Moore, }

Noes, 11.
Mr. Aspinall,
Mr. Baragwanath,
Mr. Blair,
Mr. Fyfe,
Mr. Greeves,
Mr. Hughes,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Humffray, } *Tellers*.
Mr. Grant, }

And so it was resolved in the affirmative.

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

Bill read a second time, and ordered to be committed Wednesday, 15th July instant.

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

- " *Electoral Act Amendment Bill—to be further considered in Committee,*" until Thursday, 16th July instant.
- " *Pensions Bill—Second reading,*" and
- " *Fines Appropriation Bill—Second reading,*" until Wednesday, 15th July instant; and
- " *Standing Orders relating to Private Bills—to be committed,*" until Thursday, 16th July instant; and
- " *Gold Fields Management Bill (3^o)—Second reading,*" until Thursday, 16th July instant.

11. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Elden moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported that the Committee had come to certain resolutions.

Ordered that the Report be received Wednesday, 15th July instant.

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

Resolved—That the House will on Wednesday, the 15th July instant, again resolve itself into the said Committee.

12. INTESTATE ESTATES.—Mr. Baragwanath moved, pursuant to notice, for Returns of Intestate Estates registered in the Curator's office since the 1st January, 1853; the amount now in Curator's hands; the amount of defalcations (if any); the name of defalcator; and what steps have been taken (if any) in reference to the recovery of such sums.
Question—put and resolved in the affirmative.

13. MR. J. HARRISON.—Mr. Haines moved, pursuant to notice, That the Petition of Mr. Harrison, presented by him on the 8th instant, be referred to the Select Committee now sitting on Railways.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 86.

FRIDAY, 10TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION.—Mr. Speaker announced that he had that day received from Hugh Culling Eardley Childers, Esq., the resignation of his seat as member of the Assembly for the electoral district of Portland.
3. PAPERS.—Mr. Moore presented—
 - Roads and Bridges in South Bourke.—Statement of Contracts accepted by the Government since 31st December last, for the formation of Roads and the erection of Bridges in the Electoral District of South Bourke.
 Ordered to be printed.
 - Mr. McCulloch presented, by command of His Excellency the Governor—
 - Immigration.—Return of all Immigrants who have arrived in the Colony of Victoria under the Remittance Regulations of the 1st August, 1856, shewing their names, callings, country, religion, education, sex, and age.
 Ordered to lie on the Table.
 - Mr. Ebdon presented—
 - Civil Service.—Return to an Order of the Assembly dated 24th February, 1857, for—
 - (1.) A Return of the number of persons additionally employed in the Civil Service since the reduction of the establishments at the close of 1854.
 - (2.) A Return of the amount of Salaries, &c., &c., applied from the Revenues to the maintenance of the persons so employed.
 - (3.) A Return of amount chargeable on each department consequent on such employment.
 - (4.) A Return of the persons re-employed by the Government since 1854, shewing the department in which they are employed and the amount of salary in each case, and in the gross.
 4. RAILWAY COMMITTEE.—Captain Clarke, Chairman, brought up the Sixth Report from the Committee on Railways, and moved that it be received.
 - Question—put and resolved in the affirmative.
 - Evidence ordered to be printed.
 5. GEELONG HARBOR.—Mr. Wills moved, pursuant to *amended* notice, That this House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to appoint a commission of experienced engineers to enquire into and report upon the eligibility as a port of refuge during war of the inner harbor of Geelong, after admission thereto for merchant vessels of heavy burden shall have been achieved by the cut now slowly progressing through the bar at its entrance; and further to examine and report upon the several sites and extraordinary facilities in the vicinity of that entrance, for the construction of fortifications; also to report generally upon the coast defences of Hobson's Bay.
 - Debate ensued.
 - Motion by leave withdrawn.
 6. SETTLED ESTATES BILL.—Mr. Sitwell moved, pursuant to notice, That "*The Bill to facilitate Leases and Sales of Settled Estates in the Colony of Victoria,*" be read a first time.
 - Question—put and resolved in the affirmative.
 - Bill read a first time, ordered to be printed, and read a second time Friday, 17th July instant.
 7. MR. J. P. MAIN.—On the motion of Mr. Heales, the Petition from Mr. J. P. Main was read by the Clerk.
 - Mr. Heales then moved, pursuant to notice, That the Petition of Mr. James Patrick Main, praying inquiry into the unadjusted accounts for the erection of Prince's Bridge, be referred to a Select Committee, to consist of the Honorable the President of the Board of Land and Works, Mr. Greeves, Mr. Smith, Mr. McDougall, Mr. Brooke, Mr. Myles, and the Mover.
 - Debate ensued.
 - Question—put.

Assembly divided.

Ayes, 21.
 Mr. Aspinall,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Ebden,
 Dr. Evans,
 Mr. Greeves
 Mr. Haines,
 Mr. Heales,
 Mr. Hughes,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. Quarterman,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. McCulloch, }

Noes, 11.
 Mr. Blair,
 Mr. Brooke,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Harker,
 Mr. Horne,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Chas. Read,
 Mr. Rutledge, } *Tellers.*
 Mr. Service, }

And so it was resolved in the affirmative.

8. **SELECT COMMITTEES.**—Mr. Haines moved, pursuant to notice, That the vacancies created in the following Committees by the resignation of Captain Pasley, be supplied as follows:—
 In the Parliament Houses, by Dr. Greeves.
 In the Penal Discipline, by Mr. Service.
 In the Railways, by Mr. Ebden.
 In the Westward Harbors, by Mr. Moore.
 Question—put and resolved in the affirmative.
9. **PARLIAMENT HOUSES.**—Mr. Haines moved, by leave of the Assembly, That a Message be transmitted to the Legislative Council, requesting the Council to appoint a Committee to co-operate with the Parliament Houses Committee of this House, for the purpose of considering the various questions referred to the last named Committee.
 Question—put and resolved in the affirmative.
 Ordered that Mr. Aspinall do carry the above Message.
10. **FRIENDLY SOCIETIES BILL.**—On the motion of Mr. Greeves, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time Tuesday, 14th July instant.
11. **AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY BILL.**—Mr. Langlands moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Langlands moved, That this Bill be referred to a Select Committee, consisting of Mr. Henty, Mr. Horne, Mr. Davis, Mr. O'Brien, Mr. Heales, Mr. Quarterman, and the Mover.
 Question—put and resolved in the affirmative.
12. **MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.**—On the motion of Mr. D. S. Campbell, the Report from the Select Committee on this Bill was read by the Clerk; and
 On the motion of Mr. D. S. Campbell, the Assembly adopted the Report from the Committee on this Bill, and ordered the Bill to be read a third time Friday, 17th July instant.
13. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
 “*County Courts Bill—To be further considered in Committee,*” until Friday, 17th July instant.
 “*Customs Law Consolidation Bill—Third reading;*” and
 “*Powers of Attorney Bill—Third reading,*” until Tuesday, 14th July instant.
 “*Gold Mining on Private Property Bill—Second reading,*” until Thursday, 16th July instant.
 “*Melbourne Markets Bill—Adoption of Report,*” until Wednesday, 15th July instant.

Assembly adjourned at sixteen minutes to six o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 87.

TUESDAY, 14TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION.—Mr. Speaker announced that he had received from Andrew Rutherford, Esquire, the resignation of his seat as a Member of the Assembly for the Electoral District of Colac, and that he had issued a writ for the election of a Member to fill the vacancy.
3. PETITION.—Mr. Greeves presented a Petition from John Duffy, of Melbourne, praying that the Assembly will consider his Petition, and order an inquiry into the circumstances therein set forth.
Ordered to lie on the Table.
4. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor—
Penal Department.—Report of the Inspector General upon the present state of the Penal Department, and of his views as to its future management.
Ordered to lie on the Table.
Mr. W. Stewart.—Return to an Address of the Legislative Assembly, dated 30th June last, for a copy of the Petition of William Stewart, recently presented to His Excellency.
Ballaarat Chamber of Commerce.—Return to an Address of the Assembly, dated 16th June last, for a copy of the Memorial presented by Mr. Humffray to His Excellency the Governor on behalf of the Ballaarat Chamber of Commerce, relative to several matters in that district requiring the immediate attention of the Government.
Severally ordered to lie on the Table.
Mr. Haines also presented—
Newspapers.—Return shewing the number of Newspapers transmitted from Melbourne *via* Marseilles under the former overland arrangement, and that at present in force.
Ordered to lie on the Table and be printed.
Mr. Haines also presented, pursuant to Act of Council, 18 Victoria No. 37—
Castlemaine } Local Court Regulations.
Yackandandah }
And, pursuant to Act of Council, 18 Victoria No. 39—
Chinese.—Supplementary Regulation for the Chinese on the Gold Fields.
Severally ordered to be printed.
5. PETITIONS.—Mr. Wood presented a Petition from Thomas Mooney and other residents of Sebastopol, Ovens District, praying an inquiry into the circumstances attending the withdrawal of certain allotments in the township of Beechworth from sale, and requesting the publication of any correspondence which may have taken place with the Survey Office on the subject.
Ordered to lie on the Table.
Mr. Palmer presented a Petition from J. M. Bull, signing himself Chairman of the Local Court of Castlemaine, for and on behalf of the members of the said court, praying the House to adopt such stringent measures or remedies for the evils set forth in the Memorial in reference to the present influx of Chinese, as the House may deem fit.
Ordered to lie on the Table.

Mr. Syme presented a Petition from the merchants, storekeepers, farmers, miners, and other inhabitants of the district of Tarrenhower, praying, for the reasons set forth in their Petition, the House to reject the Land Bill, and stay all proceedings on this vitally important question until the Assembly shall be constituted in such a manner as will represent equitably all the different classes and sections of the Colony.

Ordered to lie on the Table.

Dr. Owens presented a Memorial from the Local Court of Dunolly, praying the House to take the statements in the Memorial into favorable consideration.

Ordered to lie on the Table.

Colonial Insurance Company's Bill.—Mr. D. S. Campbell, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee.

Ordered to lie on the Table.

Mr. D. S. Campbell by leave of the Assembly moved, That the consideration of the Report upon the Colonial Insurance Company's Bill be made an Order of the Day for Friday next.

Question—put and resolved in the affirmative.

6. ILLNESS OF CLERK OF ASSEMBLY.—Mr. Speaker having announced that the Clerk of the Assembly was for the present prevented by illness from attending the meetings of the Assembly.

Mr. Haines by leave of the Assembly moved, That the Clerk-Assistant do perform the duties of the Clerk of the Assembly during his absence, and do take his chair at the Table.

Question—put and resolved in the affirmative.

7. MR. RICHARD WOOLLEY.—Mr. Horne, pursuant to notice, called the attention of the House to the evidence and report upon the investigation into the conduct of Mr. Woolley, Secretary to the Railway Trustees, and moved, That in the opinion of this House it is neither expedient nor to the interest of this country that Mr. Richard Woolley should be retained in the service of the Government.

Debate ensued.

Mr. Griffith moved, That the debate on this subject be now adjourned.

Debate ensued.

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

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

8. DISCOVERY OF NEW GOLD FIELDS.—Mr. Sitwell moved, pursuant to *amended* notice, That this House resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency, praying that a sum of £5000 may be placed on the Estimates, to be applied in aid of local subscriptions, and under the direction of Local Courts, in promoting the discovery of new Gold Fields.

Debate ensued.

Motion by leave withdrawn.

9. CROWN LANDS BILL.—Dr. Owens moved, pursuant to notice—

(1.) That it be an instruction to the Committee to provide for the Crown resuming possession of all lands held under squatters' licenses within the auriferous districts, and that after the current year no license be issued or renewed, for the exclusive squatting occupancy of any lands on the gold fields.

(2.) To provide for the due progress of the gold fields, that the mining population have the free and unrestricted right of prospecting and washing for gold, and of using and occupying the public lands throughout the auriferous districts, subject only to the regulations of the gold fields.

(3.) To provide for the well-being of the people, and for the encouragement of agricultural enterprise, that the people be granted the right of free selection of the public lands for legitimate settlement, at a fixed price per acre, and in quantities not exceeding 160 acres; persons on taking possession of public lands to give notice to the Government, and to make payment for the same when duly surveyed, and on the delivery of the Crown Grant to the occupant.

A point of order having been raised as to whether it was competent for the House to instruct the Committee on the Crown Lands Bill, as proposed by Dr. Owens,

Debate ensued.

Mr. Speaker considered it was competent for the House to instruct the Committee in the matter as in the first and second Resolutions, but that he was of opinion that the third Resolution was out of order.

Debate on original question continued.

Dr. Owens, with leave of the Assembly, moved his Resolutions seriatim.

Debate on the first Resolution continued.

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

Debate ensued.

Question—That the debate be now adjourned—put.
 Assembly divided.

Ayes, 23.
 Capt. Anderson,
 Mr. Aspinall,
 Mr. Beaver,
 Mr. Blair,
 Mr. Brooke,
 Dr. Evans,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. McDougall,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Wills,
 Mr. Grant, } *Tellers.*
 Mr. Wood, }

Noes, 26.
 Mr. Adamson,
 Mr. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. McCulloch, } *Tellers.*
 Mr. Service, }

And so it passed in the negative.

Question—That it be an instruction to the Committee to provide for the Crown resuming possession of all lands held under squatters' licenses within the auriferous districts, and that after the current year no license be issued or renewed, for the exclusive squatting occupancy of any lands on the gold fields.

Mr. Wood moved the previous question.

Question—That this question be now put—put and negatived.

Questions 2 and 3 by leave withdrawn.

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

The Assembly having continued to sit until after twelve o'clock—

WEDNESDAY, 15TH JULY.

The Chairman reported progress, and obtained leave to sit again this afternoon.

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

“ *Mining on Private Property Bill—Second reading,*” until Tuesday, 21st July instant; and

“ *Audit Bill—To be further considered in Committee,*” until Thursday, 16th July instant.

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

Mr. Greeves then moved that the following be the title of the Bill, “ *An Act to reduce the Fees on Registering Friendly Societies.*”

Question—put and resolved in the affirmative.

Ordered that Mr. Aspinall do carry the Bill to the Legislative Council, and request their concurrence.

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

“ *Customs Laws Consolidation Bill—Third reading,*” until this day; and

“ *Powers of Attorney Bill—Third reading,*” until Thursday, 17th July instant.

Assembly adjourned at nineteen minutes after one o'clock until four o'clock this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 88.

WEDNESDAY, 15TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Honorable John Hodgson:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have empowered a Select Committee of the Council, sitting on the subject of the decoration of the Council Chamber, to co-operate with the Parliament Houses Committee of the Legislative Assembly on the various questions referred to that Committee.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
15th July, 1857.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill, intituled, "*An Act for the enforcement of claims against the Crown*;" also the Bill, intituled, "*An Act for the interpretation of Legislative Enactments and for shortening the language used therein*," and inform the Legislative Assembly that the Legislative Council have agreed to the same severally with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
15th July, 1857.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act to amend the Laws relating to Aliens within the Colony of Victoria*," also a Bill, intituled, "*An Act to regulate the safe keeping and sale of Arsenic and other Poisons and their administration*," to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
15th July, 1857.

And the Messenger then withdrew.

On the motion of Mr. Snodgrass, the Aliens Act Amendment Bill which accompanied the last Message, was read a first time, ordered to be printed, and read a second time on Friday next.

3. PETITION.—Mr. Foster presented a Petition from the Municipal Council and other inhabitants of Williamstown, praying the House to take such measures in reference to the matter set forth in the Petition as the House, in their wisdom, may deem expedient.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Fourteenth Report from the Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
5. CALL OF THE HOUSE.—The Order of the Day for the Call of the House having been read—the Clerk called the members of the Assembly according to the order in which the various electoral districts are set forth in the Schedule to the Constitution Act, when all the members answered except Dr. Embling, Mr. Grant, Mr. Baragwanath, Mr. Syme, and Mr. Blair, whose names were taken down by the Clerk. These members being subsequently called, they severally answered from their places in the House..

6. **POISONS BILL.**—On the motion of Dr. Owens, the Poisons Bill, which accompanied one of the messages from the Legislative Council received this evening, was read a first time, ordered to be printed, and read a second time on Tuesday, 21st July instant.
7. **MACE.**—Mr. Aspinall, from the Committee of the whole, reported the following resolution :—
Resolved—That a Mace be provided for the use of the Legislative Assembly.
 And the same having been read, was agreed to by the Assembly.
8. **STANDING ORDERS**—The House, according to Order, proceeded to take into consideration the Report of the committee of the whole upon the Standing Orders of this House relating to public business, and the several Orders being read, were (with certain omissions and amendments) agreed to as follow :—

CHAPTER I.

Resolved—That

I. At the opening of Parliament, after the members present have been sworn, a member, addressing himself to the Clerk shall propose some member, then present, to the House for their Speaker, and move that such member “Do take the chair of the House as Speaker.”

II. If only one member be proposed and seconded as Speaker, he shall be called to the Chair of the House without question put.

III. If more than one member be proposed as Speaker, the Clerk of the Assembly shall in the order in which the members shall have been proposed, put the question, “That Mr. — do take the chair of this House as Speaker;” which shall be resolved in the affirmative or negative.

IV. Whenever the Assembly shall be informed by the Clerk at the table of the unavoidable absence of Mr. Speaker, the Chairman of Committees of the Assembly, shall perform the duties and exercise the authority of Speaker in relation to all proceedings of the Assembly as deputy Speaker until the next meeting of the Assembly, and so on from day to day on the like information being given to the Assembly, until the Assembly shall otherwise order: Provided that if the Assembly shall adjourn for more than twenty-four hours the deputy Speaker shall continue to perform the duties and exercise the authority of Speaker for twenty-four hours only after such adjournment.

CHAPTER II.

V. Mr. Speaker shall take the chair as soon after the hour appointed for the meeting of the Assembly as there shall be a quorum of members present; but if at the expiration of half an hour after the hour appointed there be not a quorum, Mr. Speaker shall then take the chair and adjourn the Assembly to the next sitting day.

VI. If it shall appear, on notice being taken, or on the report of a division of the House by the tellers that a quorum of members be not present, Mr. Speaker shall adjourn the House without a question first put, till the next sitting day.

VII. The business under discussion, and any business not disposed of at the time of such adjournment, shall take precedence of all business fixed for the next day on which the House shall sit.

VIII. Except in the cases mentioned in Nos. V., VI. and X., when Mr. Speaker adjourns the House without putting a question; the House can only be adjourned by its own resolution.

IX. The same number of members shall be required to form a quorum in Committee of the whole Assembly as are required to form a quorum of the House.

X. If the Chairman of a Committee of the whole House shall report to the House that a quorum of members be not present, Mr. Speaker shall count the House, and if a quorum be not present, he shall adjourn the House without a question first put, till the next sitting day.

XI. The doors of the House shall be unlocked whenever Mr. Speaker is engaged in counting the House, and the bells shall be rung as in a division.

XII. The Serjeant-at-Arms attending the House shall from time to time take into his custody any stranger whom he may see, or who may be reported to him to be in any part of the House appropriated to the members of this House, and also any stranger who, having been admitted into any other part of the House or gallery, shall misconduct himself, or shall not withdraw when strangers are directed to withdraw, while the House, or any Committee of the whole House is sitting; and no person so taken into custody shall be discharged out of custody without the special order of the House.

XIII. Unless by order of the House, no member of this House shall presume to bring any stranger into any part of the House appropriated to the members of this House, while the House, or a Committee of the whole House, is sitting.

XIV. Every vote and proceeding of the House shall be noted by the clerks at the table, and the Votes and Proceedings of this House shall, being first perused by Mr. Speaker, be printed; and the Government Printer and no other do presume to print the same, and the Votes and Proceedings so printed from day to day, and signed by Mr. Speaker, and countersigned by the Clerk, shall be the journals of this House.

CHAPTER III.

XV. Every member shall attend the service of the House, unless leave of absence be given him by the House.

XVI. Leave of absence may be given by the House to any member on account of his own illness, or of the illness or death of a near relation, or of urgent business, or for other sufficient cause to be stated to the House.

XVII. Notice shall be given of a motion for giving leave of absence to any member, stating the cause and period of absence.

XVIII. A member shall be excused from service in the House, or on any Committee, so long as he has leave of absence.

XIX. Any member having leave of absence shall forfeit the same by attending the service of the House before the expiration of such leave.

XX. When an order shall be made that this House be called, such members as shall not attend the call shall be sent for in custody of the Serjeant-at-Arms.

XXI. No order for a call of the House shall, except upon pressing necessity, be made for any day earlier than seven days from the date of such order, inclusive of the day of such order.

XXII. A copy of the order for a call of the House, signed by the Clerk, shall be forwarded by post addressed to each member of the Assembly.

XXIII. For the purpose of enabling this notice to be given, every member shall at the commencement of each Session, or as soon as he shall have taken his seat, enter his name and address in a book to be kept by the Serjeant-at-Arms.

XXIV. The order for calling over the House on a future day, shall be set down as an order of the day for the day so appointed.

XXV. When the order of the day for calling over the House shall be read, unless the same be postponed or discharged, the names of the members shall be called over by the Clerk in the order in which the several electoral districts stand in the schedule to the Constitution Act.

XXVI. The names of all members who do not answer when called shall be taken down by the Clerk, and subsequently called over a second time, when those who answer, or afterwards attend in their places on the same day, may be excused.

CHAPTER IV.

XXVII. A member may be permitted to secure a place in the Assembly Chamber by leaving a book, hat, or glove, upon it, before motions are called on.

XXVIII. Every member is to be uncovered when he enters or leaves the House, or moves to any other part of the House during a debate, and shall make obeisance to the Chair in passing to or from his seat.

XXIX. No member shall pass between the chair and any member who is speaking; nor between the chair and the table, nor between the chair and the mace when the mace has been taken off the table by the Serjeant.

XXX. Every member of this House when he comes into the House shall take his place, and shall not stand in any of the passages or gangways.

XXXI. No member shall read any newspaper, book, or letter in his place unless in addressing the Chair.

CHAPTER V.

XXXII. Notices of motions shall, except on days appointed by the House for Government business taking precedence, take precedence of orders of the day, unless the House shall otherwise direct.

XXXIII. After notices of motions shall have been disposed of, Mr. Speaker shall direct the Clerk at the table to read the orders of the day, without any question being put.

XXXIV. The orders of the day shall be disposed of in the order in which they stand upon the paper; the right being reserved to Her Majesty's Ministers of placing Government orders at the head of the list, in the rotation in which they are to be taken on the days on which Government business have precedence.

XXXV. All dropped motions and orders of the day shall, according as they shall relate to Government business, or general business, be set down in the notice-paper after the notices of motion and orders of the day respectively, for the next day on which the House shall sit.

XXXVI. No notice of motion shall be received after the Assembly shall have proceeded to the business of the day, as set down in the notice-paper.

XXXVII. No member shall make any motion initiating a subject for discussion, but

in pursuance of notice openly given at a previous sitting of the Assembly, and duly entered on the notice-paper.

XXXVIII. Every member in giving notice of a motion shall read it aloud and deliver at the table a copy of such notice fairly written, together with his name, and the day proposed for bringing on such a motion.

XXXIX. No notice may be given beyond the period which shall include the four sitting days next following on which Government business has not precedence, due allowance being made for any intervening adjournment of the House, and the period being, in that case, so far extended as to include four days' notice falling during the sitting of the House.

XL. Every notice of motion shall be printed and circulated with the Votes.

XLI. Any notice containing unbecoming expressions may be expunged from the notice-paper, by order of the House.

XLII. A member desiring to change the day for bringing on a motion may give notice of such motion for any day subsequent to that first named, but not earlier, subject to the same rules as other notices of motions.

XLIII. After a notice of motion has been given the terms thereof may be altered by the member on delivering at the table an amended notice, at the least one day prior to the day for proceeding with such motion.

XLIV. A member may by leave move for any unopposed return without having given any previous notice.

XLV. Motions shall have precedence on each day according to the order in which the notices for the same were given.

XLVI. An urgent motion, directly concerning the privileges of the House, will take precedence of other motions, as well as orders of the day.

XLVII. When a motion has been made and seconded, a question thereupon shall be proposed to the House by Mr. Speaker.

XLVIII. Any motion not seconded may not be further debated, and no entry thereof shall be made in the Votes.

XLIX. A member who has made a motion, may withdraw the same by leave of the House, such leave being granted without any negative voice.

L. A question may be superseded, 1. By the adjournment of the House, either on the motion of a member, "That the House do now adjourn," or on notice being taken, and it appearing that a quorum of members are not present; 2. By a motion, "That the orders of the day be now read"; 3. By the previous question, viz.: "That this question be now put," being proposed and negatived.

LI. If the previous question be resolved in the affirmative, the original question shall be put forthwith without any amendment or debate.

LII. A question for reading the orders of the day, and also "The previous question," may be superseded by the adjournment of the House.

LIII. The debate upon a question may be interrupted, 1. By a matter of privilege suddenly arising; 2. By words of heat between members; 3. By a question of order; 4. By a message from the Council; 5. By a motion for reading an Act of Parliament, an entry in the journal, or other public document, relevant to the question before the House.

LIV. The House may order a complicated question to be divided.

LV. So soon as the debate upon a question shall be concluded Mr. Speaker shall put the question to the House, and if the same should not be heard, shall again state it to the House.

LVI. A Question being put, shall be resolved in the affirmative or negative by the majority of voices "Aye" or "No."

LVII. Mr. Speaker shall state whether, in his opinion, the "Ayes" or the "Noes have it," and unless his opinion be acquiesced in by the minority, the question shall be determined by a division.

LVIII. No question or amendment shall be proposed which is the same in substance as any question which, during the same Session has been resolved in the affirmative or negative.

LIX. A motion which has been by leave of the House withdrawn, may be made again during the same Session.

LX. A resolution or other vote of the House may be read and rescinded.

LXI. An order of the House may be read and discharged.

CHAPTER VI.

LXII. A question having been proposed may be amended by leaving out certain words in order to insert or add other words, or by inserting or adding words.

LXIII. An amendment proposed, but not seconded, will not be entertained by the House, nor entered in the Votes.

LXIV. When the proposed amendment is to leave out certain words, Mr. Speaker shall put a question, "That the words proposed to be left out stand part of the question," which shall be resolved by the House in the affirmative or negative, as the case may be.

LXV. When the proposed amendment is to leave out certain words, in order to insert or add other words, Mr. Speaker shall put a question, "That the words proposed to be left out stand part of the question," which, if resolved in the affirmative, will dispose of the amendment; but if in the negative, and there is no motion before the House for amending the proposed amendment, another question shall be put, "That the words of the amendment be inserted or added instead thereof," which shall be resolved in the affirmative or negative, as the case may be.

LXVI. When the proposed amendment is to insert or add certain words, Mr. Speaker shall put a question, "That such words be inserted or added," which shall be resolved in the affirmative or negative, as the case may be.

LXVII. No amendment shall be proposed in any part of a question after a later part has been amended, or has been proposed to be amended, unless the proposed amendment has been by leave of the House withdrawn.

LXVIII. No amendment shall be proposed to be made in any words which the House has resolved shall stand part of a question, or shall be inserted in, or added to, a question, except the addition of other words thereto.

LXIX. A proposed amendment may be by leave of the House withdrawn.

LXX. Amendments may be proposed to a proposed amendment, as if such proposed amendment were an original question.

LXXI. When amendments have been made, the main question as amended shall be put.

LXXII. When amendments have been proposed, but not made, the question is put as originally proposed.

CHAPTER VII.

LXXIII. Every member desiring to speak shall rise in his place uncovered, and address himself to Mr. Speaker.

LXXIV. Members can only speak to a point of order while the House is dividing, by permission of Mr. Speaker.

LXXV. No member may speak to any question after the same has been put by Mr. Speaker, and the voices have been given in the affirmative and negative thereon.

LXXVI. When two or more members rise to speak Mr. Speaker calls upon the member who first rose in his place.

LXXVII. A motion may be made that any member who has risen "be now heard," or "do now speak."

LXXVIII. A member may speak to any question before the House, or upon any amendment proposed thereto, or upon a question or amendment to be proposed by himself, or upon a question of order arising out of the debate but not otherwise.

LXXIX. At the time of giving notices of motion, questions may be put to ministers of the Crown relative to public affairs, and to other members relating to any Bill, motion, or other public matter connected with the business of the house, in which such members may be concerned.

LXXX. In putting any such question, no argument or opinion shall be offered, nor any facts stated, except so far as may be necessary to explain such question.

LXXXI. In answering any such question, a member shall not debate the matter to which the same refers.

LXXXII. By the indulgence of the House a member may explain matters of a personal nature, although there be no question before the House; but such matters may not be debated.

LXXXIII. No member may speak twice to a question before the House, except in explanation or reply or in Committee of the whole House.

LXXXIV. A member who has spoken to a question may again be heard, to explain himself in regard to some material part of his speech, but shall not introduce any new matter.

LXXXV. A reply shall be allowed to a member who has made a substantive motion to the House, but not to any member who has moved an order of the day, an amendment, or an instruction to a Committee.

LXXXVI. Any member may rise to speak "to order," or upon a matter of privilege suddenly arising.

LXXXVII. No member shall allude to any debate of the same Session, upon a question or Bill not being then under discussion, except by the indulgence of the House for personal explanations.

LXXXVIII. No member shall read from a printed newspaper or book the report of any speech made in Parliament during the same Session unless such report refer to the debate then proceeding.

LXXXIX. No member shall read extracts from newspapers or other documents referring to debates in the House during the same Session.

XC. No member shall reflect upon any vote of the House, except for the purpose of moving that such vote be rescinded.

XCI. No member shall allude to any debate in the other House of Parliament, or to any measure pending therein.

XCII. No member shall use offensive words against either House of Parliament, nor against any statute, unless for the purpose of moving for its repeal.

XCIII. No member shall refer to any other member by name, except for the purpose of distinguishing him from other members returned for the same electoral district.

XCIV. No member shall use offensive or unbecoming words in reference to any member of the House.

XCV. When any member shall object to words used in debate, and shall desire them to be taken down, Mr. Speaker, if it be the pleasure of the House, will direct them to be taken down by the Clerk accordingly.

XCVI. In a Committee of the whole House the Chairman, if it be the pleasure of the Committee, will direct words objected to, to be taken down, in order that the same may be reported to the House.

XCVII. Every such objection shall be taken at the time when such words are used, and not after any other member has spoken.

XCVIII. Any member having used objectionable words, and not explaining or retracting the same, or offering apologies for the use thereof to the satisfaction of the House, will be censured, or otherwise dealt with as the House may think fit, and any member called to order shall sit down unless permitted to explain.

XCIX. The House will interfere to prevent the prosecution of any quarrel between members, arising out of debates or proceedings of the House, or any Committee thereof.

C. No member shall presume to make any noise or disturbance whilst any member is orderly debating, or whilst any Bill, order, or other matter is being read or opened, and in case of such noise or disturbance, Mr. Speaker shall call upon the member, making such disturbance, by name, and every such person will incur the displeasure and censure of the House.

CI. When, in consequence of highly disorderly conduct, Mr. Speaker shall call upon any member by name, such member shall withdraw as soon as he has been heard in explanation; and after such member's withdrawal the Assembly shall at once take the case into consideration.

CII. The several rules for maintaining order in debate shall be observed in every Committee of the whole House.

CIII. Order shall be maintained in the House by Mr. Speaker, and in a Committee of the whole House by the Chairman of such Committee; but disorder in a Committee can only be censured by the House on receiving a report.

CIV. Whenever Mr. Speaker rises during a debate, any member then speaking, or offering to speak, shall sit down, and the House shall be silent, so that Mr. Speaker may be heard without interruption.

CV. Every member against whom any charge has been made, having been heard in his place, shall withdraw while such charge shall be under debate.

CVI. Any member or other person who shall wilfully disobey any lawful order of the Assembly, and any member or other person who shall wilfully or vexatiously interrupt the orderly conduct of the business of the Assembly, shall be guilty of contempt.

CVII. The following scale of fees shall be payable to the Serjeant-at-Arms on the arrest or commitment of any person by order of the Assembly, and no person shall, without the express direction of the Assembly, be discharged out of custody until such fees be paid or the Session of Parliament concluded.

For arrest	...	...	...	...	£50
For commitment	...	...	...	...	£50
For each day's detention, including sustenance	...	...	...	...	£5

CHAPTER VIII.

CVIII. No member shall be entitled to vote in any division, unless he be present in the House when the question is put with the doors locked, and the vote of any member not so present will be disallowed.

CIX. Every Member present in the House when the question is put will be required to vote.

CX. Previously to any division, strangers shall, if ordered, withdraw from the body of the House.

CXI. So soon as a division shall have been demanded, the Clerk shall ring a bell and turn a two-minute sandglass, kept on the table for that purpose, and the doors shall not be closed until after the lapse of two minutes, as indicated by such sandglass.

CXII. The doors shall be closed and locked as soon after the lapse of two minutes as Mr. Speaker, or the Chairman of a Committee of the whole House, shall think proper to direct, and no member shall enter or leave the House until after the division.

CXIII. When the doors have been locked, and all the Members in their places, Mr. Speaker or the Chairman of Committees shall put the question, and after the voices have been given, shall declare whether, in his opinion, the "Ayes" or the "Noes, have it," which not being agreed to, he shall direct the "Ayes" into the right lobby, or right side of the House, and the "Noes" into the left lobby, or left side of the House, and shall appoint two tellers for each party.

CXIV. In case there should not be two tellers for one of the parties, Mr. Speaker or the Chairman of Committee shall forthwith declare the resolution of the House.

CXV. If Mr. Speaker shall direct the members to proceed to the lobbies the name of every member in returning from either lobby shall be taken down by the tellers.

CXVI. An entry of the lists of divisions in the Assembly shall be made by the Clerk in the Votes and Proceedings.

CXVII. In case of confusion, or error concerning the numbers reported, unless the same can be otherwise corrected, the House will proceed to another division.

CXVIII. If the numbers have been inaccurately reported to the House, the House on being afterwards informed thereof, will order the Votes and Proceedings to be corrected.

CXIX. In case of an equality of votes, Mr. Speaker shall give a casting voice, and any reasons stated by him shall be entered in the Votes and Proceedings.

CXX. Divisions shall be demanded and taken in Committee of the whole House in the same manner as in the House itself.

CXXI. No member shall be entitled to vote upon any question in which he has a direct pecuniary interest, and the vote of any member so interested shall be disallowed.

CXXII. The rule of this House relating to the vote, upon any question in this House, of a member having an interest in the matter upon which the vote is given shall apply likewise to any vote of a member so interested in a Committee.

CHAPTER IX.

CXXIII. A Committee of the whole House will be appointed by resolution—"That this House will resolve itself into a Committee."

CXXIV. A member shall be appointed Chairman of Committees of the whole Assembly, and when so appointed he shall continue to act as such Chairman during the continuance of the Assembly, unless the Assembly shall otherwise direct.

CXXV. The quorum in Committee of the whole Assembly, shall consist of the same number of members, exclusive of the Chairman, as shall be requisite to form a quorum of the Assembly.

CXXVI. When a Bill or other matter (except Supply or Ways and Means) has been partly considered in Committee, and the Chairman has been directed to report progress, and ask leave to sit again, and the House has ordered that the Committee shall sit again on a particular day, Mr. Speaker, when the order for the Committee has been read, shall forthwith leave the chair without putting any question, and the House thereupon resolves itself into such Committee.

CXXVII. So soon as Mr. Speaker shall have left the chair, the mace shall be placed under the table, and the Chairman shall take the chair of the Committee at the table.

CXXVIII. If any difference shall arise in Committee concerning the election of a Chairman, Mr. Speaker shall resume the chair, and a Chairman shall be appointed by the House.

CXXIX. A Committee shall consider such matters only as shall have been referred to them by the House.

CXXX. Every question in Committee shall be decided by a majority of voices, and in case of an equality of voices, the Chairman shall give a casting voice.

CXXXI. A motion made in Committee need not be seconded.

CXXXII. No motion for the previous question can be made in Committee.

CXXXIII. When there comes a question between the greater and lesser sum, or the longer or shorter time, the least sum and the longest time shall first be put to the question.

CXXXIV. In Committee, members may speak more than once to the same question.

CXXXV. The same order in debate shall otherwise be observed in Committee as in the House itself.

CXXXVI. If any sudden disorder shall arise in Committee, Mr. Speaker shall resume the chair, without any question being put.

CXXXVII. Mr. Speaker will also resume the chair if a Message be brought to attend His Excellency or the Governor's Commissioners, in the Legislative Council.

CXXXVIII. If notice be taken, or appear upon a division in Committee, that a quorum of members be not present, the Chairman shall leave the chair and Mr. Speaker shall resume the chair.

CXXXIX. If a quorum of members be present when the House is counted by Mr. Speaker, the House shall again resolve itself into the Committee of the whole House, without question put.

CXL. When all matters referred to a Committee have been considered the Chairman shall be directed to report the same to the House.

CXLI. When all such matters have not been considered, the Chairman shall report progress and ask leave to sit again.

CXLII. A motion may be made during the proceedings of a Committee that the Chairman do report progress and ask leave to sit again.

CXLIII. Every report from a Committee of the whole House shall be brought up without any question being put.

CXLIV. Unless otherwise directed, amendments made by the Committee to public Bills shall be appointed to be considered on a future day.

CXLV. Lists of divisions in Committee of the whole Assembly shall be printed weekly.

CXLVI. The resolutions reported from a Committee may be agreed to or disagreed to by the House, or agreed to with amendments, recommitted to the Committee, or the further consideration thereof postponed.

CHAPTER X.

CXLVII. No Select Committee shall, without leave of the House, consist of less than five nor more than twelve members; such leave cannot be moved for without notice; and in the case of members proposed to be added or substituted after the first appointment of the Committee, the notice is to include the names of the members proposed to be added, or substituted, but it shall not be compulsory on Mr. Speaker or the Chairman of Committees to serve on any Select Committee. The quorum of every Select Committee shall be fixed at the time of appointing such Committee.

CXLVIII. Every member intending to move for the appointment of a Select Committee shall endeavor to ascertain previously whether each member proposed to be named by him on such Committee will give his attendance thereupon.

CXLIX. Every member intending to move for the appointment of a Select Committee shall, one day next before the nomination of such Committee, place on the notice-paper the names of the members intended to be proposed by him to be members of such Committee, but if the mover be desirous the Committee should be appointed by ballot, then the number only need be stated.

CL. If upon any motion for a Select Committee any six members shall require it, such Committee shall be formed in the following manner, viz. :—Each member shall deliver at the Clerk's table a list of the members whom he wishes to be appointed on such Committee, not exceeding the number proposed, inclusive of the mover; and if any list contain a larger number of names it shall be rejected; and Mr. Speaker shall appoint two members to be scrutineers who, with the Clerk, shall ascertain the number of votes for each member; and the members who shall be reported to have the greatest number of votes shall be declared by the Speaker to be the members of such Committee; and in any case of doubt arising from two or more members having an equality of votes, Mr. Speaker shall decide which shall serve on such Committee.

CLI. Lists shall be affixed in some conspicuous place in the lobby of the House of members serving on Select Committees.

CLII. Every Select Committee, previous to the commencement of business, shall elect one of its members to be the Chairman.

CLIII. To every question asked of a witness under examination in the proceedings of any Select Committee shall be prefixed in the minutes of the evidence, the name of the member asking such question.

CLIV. An entry shall be made on the proceedings of the names of the members attending each Committee meeting, and of every motion or amendment proposed in the Committee, together with the name of the mover thereof; and if any division take place in the Committee, the clerk shall take down the names of the members voting in any such division, distinguishing on which side of the question they respectively vote, and such lists shall be given in with the report to the Assembly.

CLV. If at any time during the sitting of a Select Committee of this House, the quorum of members fixed by the House be not present, the Clerk of the Committee shall call the attention of the Chairman to the fact, who shall thereupon suspend the proceedings of the Committee until a quorum be present, or adjourn the Committee to some future day.

CLVI. Members may be discharged from attending a Select Committee, and other members appointed, after previous notice given in the Votes.

CLVII. Whenever it may be necessary the House may give a Committee power to send for persons, papers, and records.

CLVIII. When a Committee is examining witnesses, strangers may be admitted or excluded at pleasure; but shall always be excluded when the Committee is deliberating.

CLIX. Members of the House may be present when a Committee is examining witnesses; but withdraw by courtesy, when the Committee is deliberating.

CLX. No strangers, or members, not being of the Committee, shall be admitted at any time to a Secret Committee.

CLXI. The Chairman of a Select Committee can only vote when there is an equality of voices.

CLXII. A Select Committee may adjourn from time to time; and by leave of the House, from place to place.

CLXIII. All Committees sitting at the time that Mr. Speaker is about to take the chair shall be informed by the Serjeant-at-Arms that Mr. Speaker is about to take the chair, and all proceedings after such notice are declared to be null and void.

CLXIV. Except by leave of the House, no Select Committee may sit during the sittings of the House, or on any day on which the House itself is not appointed to sit.

CLXV. The evidence taken by any Select Committee of this House, and documents presented to such Committee, and which have not been reported to this House, shall not be published by any member of such Committee, nor by any other person.

CLXVI. By leave of the House a Committee may report its opinion or observations from time to time, or report the minutes of evidence only, or proceedings from time to time.

CLXVII. It shall be the duty of the Chairman of every Select Committee to prepare the Report.

CLXVIII. The Chairman shall read to the Committee convened for the purpose of considering the report, the whole of his draft report, which shall be printed and circulated amongst the members of the Committee; and at some subsequent meeting of the Committee the Chairman shall read the draft report paragraph by paragraph, putting the question to the Committee at the end of each paragraph, that it do stand part of the report. A member objecting to any portion of the report shall propose his amendment at the time the paragraph he wishes to amend shall be under consideration.

CLXIX. The report of a Committee shall be brought up by the Chairman, and may be ordered to lie upon the table, or otherwise dealt with as the House may direct.

CHAPTER XI.

CLXX. Instructions may be moved ordering a Committee to make provision in a Bill; but not to empower a Committee to make such provision if they already have that power.

CLXXI. Witnesses shall be summoned in order to be examined at the Bar of the House, or before a Committee of the whole House, or a Select Committee, by orders of the House, signed by the Clerk.

CLXXII. Where a witness shall be in the custody of the keeper of any prison, such keeper may be ordered to bring the witness in safe custody, in order to his being examined, and from time to time as often as his attendance shall be thought necessary; and Mr. Speaker may be ordered to issue his warrant accordingly.

CLXXIII. A Committee having power to send for persons, papers, and records, may summon witnesses by its own orders, signed by the Chairman.

CLXXIV. If any witness shall not attend, pursuant to the order of a Committee, his absence shall be reported, and the House will order him to attend the House; but such order may be discharged in case the witness shall have attended the Committee before the time appointed for his attending the House.

CLXXV. In any case, the neglect or refusal of a witness to attend in obedience to an order of the House, or of a Committee having power to summon witnesses, or in obedience to a warrant of Mr. Speaker, will be censured or otherwise punished, at the pleasure of the House.

CLXXVI. When the attendance of a member is desired, to be examined by the House or a Committee of the whole House, he is ordered to attend in his place.

CLXXVII. If a Committee desire the attendance of a member as a witness, the Chairman shall in writing request him to attend.

CLXXVIII. When the attendance of a member of the Legislative Council or of an officer of that House is desired, to be examined by the House, or any Committee thereof (not being a Committee on a private Bill), a message shall be sent to the Council to request that the Council give leave to such member or officer to attend, in order to his being examined accordingly upon the matters stated in such message.

CLXXIX. Witnesses cannot be examined upon oath by the House, or any Committee thereof, except in cases provided for by statute.

CLXXX. If it shall appear that any person hath been tampering with any witness, in respect of his evidence given before this House, or any Committee thereof, or who directly or indirectly hath endeavored to deter or hinder any person from appearing or giving evidence, the same is a high crime and misdemeanor; and the House will proceed with the utmost severity against such offender.

CLXXXI. All witnesses examined before this House or any Committee thereof, are entitled to the protection of the House in respect of anything that may be said by them in their evidence.

CLXXXII. No clerk or officer of this House, or Shorthand-Writer, employed to take minutes of evidence before this House, or any Committee thereof, may give evidence elsewhere in respect of any proceedings or examination had at the Bar or before any Committee of this House, without the special leave of the House.

CLXXXIII. When the witness appears before the House Mr. Speaker shall examine the witness, the mace being on the table; and no other member shall put any question otherwise than through Mr. Speaker.

CLXXXIV. When a witness is in custody at the Bar, the mace being on the Serjeant's shoulder, he shall be examined by Mr. Speaker alone, and no member shall speak.

CLXXXV. If any question be objected to, or other matter arise, the witness shall withdraw while the same is under discussion.

CLXXXVI. A member of the House shall be examined in his place.

CLXXXVII. Whenever a message from the Governor shall be announced, the business before the Assembly shall be immediately suspended, and the bearer of the message introduced to deliver the message to Mr. Speaker.

CHAPTER XII.

CLXXXVIII. Mr. Speaker shall immediately read the message to the Assembly, and, if necessary, a day shall be fixed for taking the same into consideration.

CLXXXIX. A message from the Governor may be communicated to the House by a Minister of the Crown, being a member.

CXC. A messenger from the Council, not being the Clerk assistant of that House, shall be introduced by the Serjeant with the mace, and conducted to the table, where he shall deliver the message or Bills.

CXCI. When the messenger shall have delivered his message he shall withdraw with the Serjeant, and the mace shall be put upon the table, when if any answer is to be returned he shall be again called in, and Mr. Speaker shall deliver such answer, or acquaint him that the House will send an answer by a messenger of its own.

CXCII. Messages to the Council shall be in writing and shall be communicated by the Clerk-Assistant of the House, unless the House shall otherwise direct.

CHAPTER XIII.

CXCIII. Addresses to the Governor may be presented by the whole House, by Mr. Speaker, or by such members as are of Her Majesty's Executive Council, or by such members as the House may name for that purpose.

CXCIV. The concurrence of one House in an address communicated by the other shall be signified by message.

CHAPTER XIV.—PETITIONS.

CXCV. No petition shall be presented during any debate, nor after the Assembly shall have proceeded to the notices of motion or orders of the day, unless petitions referring to the question before the Chair, which may be received immediately upon the reading of the Order of the Day or notice of motion.

CXCVI. Every petition shall be fairly written; and no printed or lithographed petition will be received.

CXCVII. Every petition must contain a prayer at the end thereof.

CXCVIII. Every petition must be signed by at least one person on the skin or sheet on which the petition is written.

CXCIX. Every petition shall be written in the English language, or be accompanied by a translation, certified by the member who presents it to be true and correct.

CC. Every petition shall be signed by the parties whose names are appended thereto, by their names or marks, and by no one else, except in case of incapacity by sickness.

CCI. The signatures shall be written upon the petition itself, and not pasted upon, or otherwise transferred thereto.

CCII. Petitions of corporations aggregate are required to be made under their common seal.

CCIII. No letters, affidavits, or other documents may be attached to any petition.

CCIV. No reference shall be made in a petition to any debate in Parliament, nor to any intended motion.

CCV. No application shall be made by a petition for any grant of public money, or for compounding any debts due to the Crown, or for the remission of duties payable by any person, unless it be recommended by the Crown.

CCVI. This House will not receive any petition for compounding any sum of money owing to the Crown, upon any branch of the revenue, without a certificate from the proper officer or officers annexed to the said petition stating debt, what prosecutions have been made for the recovery of such debt, and setting forth how much the petitioner and his security are able to satisfy thereof.

CCVII. It is highly unwarrantable, and a breach of the privilege of this House, for any person to set the name of any other person to any petition to be presented to this House.

CCVIII. It shall be incumbent on every member presenting a petition to acquaint himself with the contents thereof, and to ascertain that it does not contain language disrespectful to the Assembly.

CCIX. Every member presenting a petition to the Assembly shall affix his name at the beginning thereof.

CCX. Every member presenting a petition shall take care that the same is in conformity with the rules and orders of the House.

CCXI. Every petition shall be respectful, decorous, and temperate in its language.

CCXII. Petitions can only be presented to the House by a member.

CCXIII. A member cannot present a petition from himself.

CCXIV. Every member offering to present a petition to the House, not being a petition for a private Bill, or relating to a private Bill before the House, shall confine himself to a statement of the parties from whom it comes, of the number of signatures attached to it, and of the material allegations contained in it, and to the reading of the prayer of such petition.

CCXV. Every such petition not containing matter in breach of the privileges of this House, and which according to the rules or usual practice of this House can be received, shall

be brought to the table by the direction of the Speaker, who shall not allow any debate, or any member to speak upon, or in relation to such petition; but it may be read by the Clerk at the table, if required.

CCXVI. In the case of such petition complaining of some present personal grievance, for which there may be an urgent necessity for providing an immediate remedy, the matter contained in such petition may be brought into discussion on the presentation thereof.

CCXVII. Subject to the above regulation, petitions against any resolution or Bill imposing a tax or duty for the current service of the year, can be received.

CHAPTER XV.

CCXVIII. Every Bill shall be ordered to be brought in upon motion made and question put, that leave be given to bring in such Bill, unless such Bill shall have been directed to be brought in by resolution of the House.

CCXIX. Every Bill shall be ordered to be prepared and brought in by one or more members named by the House.

CCXX. Members may be added to those originally ordered to prepare and bring in a Bill.

CCXXI. Instructions may be given to such members to make further provision in any such Bill before the same is brought in.

CCXXII. No Bill relating to religion, or the alteration of the laws concerning religion, shall be brought into this House, until the proposition shall have been first considered in a Committee of the whole House, and agreed unto by the House.

CCXXIII. No Bill relating to trade, or the alteration of the laws concerning trade, shall be brought into the House, until the proposition shall have been first considered in a Committee of the whole House, and agreed unto by the House.

CCXXIV. The House will not proceed upon any petition, motion, or Bill for granting any money or for releasing or compounding any sum of money owing to the Crown, except in a Committee of the whole House.

CCXXV. Every Bill not prepared pursuant to the order of leave, or according to the rules and orders of the House, will be ordered to be withdrawn.

CCXXVI. A Bill shall be presented by a member.

CCXXVII. The first reading of every Bill shall be proposed immediately after the same has been presented.

CCXXVIII. When any Bill shall be presented by a member, in pursuance of an order of this House, or shall be brought up from the Legislative Council, the questions, "That this Bill be now read a first time," and "that the Bill be printed," shall be decided without amendment or debate.

CCXXIX. A Bill having been read a first time shall, except by special leave of the Assembly, be ordered to be read a second time on a future day.

CCXXX. On the order of the day being read for the second reading of a Bill, the Question shall be put, "That the Bill be now read a second time."

CCXXXI. Amendments may be moved to such question by leaving out "now" and inserting "three months," "six months," or any other time; or the Bill may be negatived.

CCXXXII. No other amendment may be moved to such question, unless the same be strictly relevant to the Bill.

CCXXXIII. A Bill having been read a second time, may be ordered to be committed to a Committee of the whole House; or in certain cases to a Select Committee.

CCXXXIV. On the order of the day being read for the Committee on a Bill Mr. Speaker puts the question, "That I do now leave the chair," which being resolved in the affirmative, the House resolves itself into a Committee of the whole House on the Bill (See Ch. IX.); but where the Committee has reported progress, the Speaker leaves the chair without putting any question.

CCXXXV. Amendments may be moved to the question for Mr. Speaker to leave the chair, by leaving out all the words after the word "that," in order to add the words "this House will on this day three months (or six months), (or other time) resolve itself into the said Committee."

CCXXXVI. An instruction may be moved to the Committee on the Bill, but ought not to be moved by way of amendment.

CCXXXVII. Bills which may be fixed for consideration in Committee on the same day, whether in progress or otherwise, may be referred together to a Committee of the whole House, which may consider on the same day all the Bills so referred to it, without the Chairman leaving the chair on each separate Bill: Provided that, with respect to any Bill not in progress, if any member shall raise an objection to its consideration such Bill shall be postponed.

CCXXXVIII. The Chairman shall put a question "That the preamble be postponed," which being agreed to, every clause is considered by the Committee *seriatim* without the questions for the first and second reading of the Bill being put.

CCXXXIX. Any amendment may be made to a clause, provided the same be relevant to the subject matter of the Bill, or pursuant to any instruction, and be otherwise in conformity with the rules and orders of the House; but if any amendment shall not be within the title of the Bill, the Committee shall extend the title accordingly, and report the same specially to the House.

CCXL. A question shall be put that each "clause stand part of the Bill," or "as amended stand part of the Bill."

CCXLI. In going through a Bill, no questions shall be put for the filling up of words already printed in *italics*, and commonly called "blanks," unless exception be taken thereto; and if no alterations have been made in the words as printed in *italics*, the Bill is to be reported without amendments, unless other amendments have been made thereto.

CCXLII. Any clause may be postponed, unless the same have already been considered and amended.

CCXLIII. After every clause and schedule has been agreed to, and any clauses added which are within the title of the Bill, or pursuant to any instruction, the preamble is considered, and if necessary, amended; and a question is put, "That this be the preamble of the Bill."

CCXLIV. No notice may be taken of any proceedings in Committee of the whole House, or a Select Committee on a Bill, until such proceedings or Bill shall have been reported.

CCXLV. The Bill having been fully considered, the Chairman is directed to report the Bill, or report the Bill with the amendments to the House.

CCXLVI. At the close of the proceedings of a Committee of the whole House on a Bill, the Chairman shall report the Bill forthwith to the House, and when amendments have been made thereto, the same shall be received without debate, and a time appointed for taking the same into consideration.

CCXLVII. A Bill being reported without amendment, shall be ordered to be read a third time, at such time as may be appointed by the House.

CCXLVIII. On a clause being offered in Committee, or on the consideration of report, or third reading of a Bill, Mr. Speaker, or the Chairman, shall desire the member to bring up the same, whereupon it is to be read a first time without question put; but no clause is to be offered on consideration of report or third reading without notice.

CCXLIX. A clause containing any rates, penalties, or other blank, offered after the Bill has been reported shall after having been read a second time, be considered in Committee before it is made part of the Bill, and if any such clause be for increasing any burthen upon the people, the Bill shall be re-committed, and the clause proposed in Committee on the Bill.

CCL. On consideration of the Bill as amended, the Bill may be ordered to be re-committed to a Committee of the whole House, or to a Select Committee.

CCLI. Before any Bill shall be read a third time the Chairman of Committees shall certify that it is in accordance with the Bill as agreed to by the Committee.

CCLII. The order for the third reading of a Bill may be read and discharged, and the Bill ordered to be re-committed.

CCLIII. The order of the day being read for the third reading of a Bill, a question is put, that the Bill be *now* read a third time, to which amendments may be moved, as on the second reading.

CCLIV. A Bill having been read a third time, clauses may be read three times (and also committed if containing rates, &c.), and added to the Bill, and other amendments made.

CCLV. After the third reading, and further proceedings thereon, a question is put, "That this Bill do now pass;" after which the title of the Bill shall be agreed to, or amended and agreed to.

CCLVI. The further proceeding on a third reading may be adjourned to a future day.

CCLVII. Bills of an urgent nature may be passed with unusual expedition through their several stages.

CCLVIII. The precise duration of every temporary law shall be expressed in a distinct clause at the end of the Bill.

CCLIX. When all the proceedings on a Bill have been concluded, the Bill shall be ordered to be carried to the Legislative Council and their concurrence desired; or when such Bill has been brought from the Legislative Council "to acquaint the Legislative Council that this House has agreed to the same without amendments," or "with amendments to which this House doth desire the concurrence of the Legislative Council."

CCLX. When a Bill shall be returned from the Legislative Council with amendments, such amendments are twice read and agreed to, or agreed to with amendments, or disagreed to, or the further consideration thereof put off for three or six months, or the Bill ordered to be laid aside.

CCLXI. Amendments by the Council to public Bills shall be appointed to be considered on a future day, unless the House shall order them to be considered forthwith.

CCLXII. Whenever the Governor shall transmit by message to the Assembly any amendment which he shall desire to be made in any Bill presented to him for Her Majesty's assent, the amendment shall be treated and considered in the same manner as amendments proposed by the Legislative Council.

CCLXIII. When the Assembly shall have agreed to any amendment proposed by the Governor, such amendment shall be forwarded to the Legislative Council for its concurrence.

CCLXIV. Whenever any Bill for repealing, altering, or varying all or any of the provisions of the Constitution Act, and for substituting others in lieu thereof, shall have passed its second and third readings in the Assembly, with the concurrence of an absolute majority of the whole number of the members of the Legislative Assembly, the Clerk or other proper officer of the Assembly shall certify accordingly.

CHAPTER XVI.

CCLXV. Accounts and papers may be ordered to be laid before the House.

CCLXVI. When the Royal prerogative is concerned in any account or paper an address shall be presented praying that the same may be laid before the House.

CCLXVII. Other papers may be presented pursuant to statute or by command of His Excellency the Governor.

CCLXVIII. At the commencement of each Session a Select Committee shall be appointed to assist Mr. Speaker in all matters which relate to the printing to be executed by order of the House, and for the purpose of selecting and arranging for printing returns and papers, presented in pursuance of motions made by members.

CCLXIX. When any account or paper shall be presented by a member, he shall bring it up from the Bar, on being desired by Mr. Speaker, and deliver it to the Clerk of the House.

CCLXX. Accounts and other papers which shall be required to be laid before this House by any Act of Parliament, or by any order of the House, may be deposited in the office of the Clerk of this House, and the same will be laid on the table, and a list of such accounts and papers read by the Clerk.

CCLXXI. Every account and paper not presented pursuant to any Act of the Legislature shall be ordered to lie upon the table.

CCLXXII. Accounts and papers may be ordered to be printed whenever it is expedient.

CHAPTER XVII.

CCLXXIII. With respect to any Bill brought to this House from the Legislative Council, or returned by the Legislative Council to this House, with amendments, whereby any pecuniary penalty, forfeiture, or fee shall be authorized, imposed, appropriated, regulated, varied, or extinguished, this House will not insist on its privileges in the following cases:—

- (1.) When the object of such pecuniary penalty or forfeiture is to secure the execution of the Act, or the punishment or prevention of offences.
- (2.) Where such fees are imposed in respect of benefit taken or service rendered under the Act, and in order to the execution of the Act, and are not made payable into the Treasury, or in aid of the public revenue, and do not form the ground of public accounting by the parties receiving the same, either in respect of deficit or surplus.
- (3.) When such Bill shall be a private Bill for a local or personal Act.

CCLXXIV. On the House proceeding to take into consideration the Governor's speech, according to order, so much of the same as was addressed to the Legislative Assembly shall be again read by Mr. Speaker, and a motion being made, "That a Supply be granted to Her Majesty," the House shall resolve that it will to-morrow, or on a future day, resolve itself into a Committee to consider that motion.

CCLXXV. The order of the day being read for the House to resolve itself into a Committee to consider the Motion, "That a Supply be granted to Her Majesty," His Excellency's speech to both Houses of Parliament shall be ordered to be referred to the Committee. Then the House shall resolve itself into the Committee, and, the Governor's speech being read, the Committee shall resolve that a supply be granted to Her Majesty, which resolution shall be ordered to be reported.

CCLXXVI. Mr. Speaker shall resume the chair, and the Chairman will report that the Committee had come to a resolution, and the report shall be ordered to be received on a future day.

CCLXXVII. The said resolution on being reported shall be read, and, being read a second time, the House resolves, "That this House doth agree with the Committee that a supply be granted to Her Majesty," and "that this House will, upon a future day, resolve itself into a Committee to consider the supply granted to Her Majesty;" which Committee is the Committee of Supply.

CCLXXVIII. The order of the day being read for the Committee of Supply, accounts and estimates are referred, and the House resolves itself into the Committee, and the Committee proceeds to consider the matters to them referred.

CCLXXIX. If any motion be made in the House for any public aid or charge upon the people, the consideration and debate thereof may not be presently entered upon, but shall be adjourned till such further day as the House shall think fit to appoint, and then it shall be referred to a Committee of the whole House before any resolution or vote of the House do pass thereon.

CCLXXX. Any report of resolutions from the Committees of Supply, and Ways and Means, shall be ordered to be received on a future day.

CCLXXXI. The Chairman shall acquaint the House that he was directed to move, that the Committee may have leave to sit again; and the House will appoint a day accordingly.

CCLXXXII. When the first resolutions of the Committee of Supply have been read a second time and agreed to, it is resolved, "That this House will on a future day resolve itself into a Committee to consider of ways and means for raising the supply granted to Her Majesty," which Committee is the Committee of Ways and Means.

CCLXXXIII. Resolutions of the Committees of Supply and Ways and Means reported to the House are read a first and second time, and agreed to; or may be amended, postponed, re-committed or disagreed to.

CCLXXXIV. No amendment, whereby the charge upon the people will be increased, may be made to any such resolution, unless such charge so increased shall not exceed the charge already existing by virtue of any Act of Parliament.

CCLXXXV. That in all cases not herein provided for, resort shall be had to the Rules, Forms, Usages and Practice of the Commons House of Parliament of Great Britain and Ireland, which shall be followed so far as the same may be applicable to this Assembly and not inconsistent with the foregoing Rules.

Ordered—That the said Orders be now adopted as the Standing Rules and Orders of the Legislative Assembly of Victoria.

Mr. Horne moved, That the Standing Rules and Orders, as now adopted, be printed, and that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to approve of the same.

Question—put and resolved in the affirmative.

9. RULES OF PRACTICE.—Mr. Gavan Duffy moved, by leave of the Assembly, That the consideration of the Rules of Practice, as proposed by the Standing Orders Committee, be an Order of the Day for Friday, 24th July instant.

Question—put and resolved in the affirmative.

10. STATE AID TO RELIGION BILL.—Mr. Michie moved, That this Bill be “now” read a second “time.”

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

Debate ensued.

The Assembly having continued to sit until after twelve o'clock on Wednesday—

THURSDAY, 16TH JULY.

Debate continued.

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

Ayes, 32.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Fyfe,
Mr. Grant,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Palmer,
Mr. Phelan,
Chas. Read,
Mr. Sargood,
Mr. Service,
Mr. Syme,
Mr. Wood,
Mr. Humffray, } *Tellers.*
Mr. Ebden, }

Noes, 23.

Mr. Adamson,
Mr. Baragwanath,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Foster,
Mr. Griffith,
Mr. Henty,
Mr. Horne,
Mr. Hughes,
Mr. King,
Mr. O'Brien,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Snodgrass,
Mr. Ware,
Mr. Wills,
Mr. Goodman, } *Tellers.*
Capt. Anderson, }

So it was resolved in the affirmative.

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

Assembly divided.

Ayes, 32.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Fyfe,
Mr. Grant,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Johnson,
Mr. Lalor,

Noes, 22.

Mr. Adamson,
Mr. Baragwanath,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Foster,
Mr. Goodman,
Mr. Griffith,
Mr. Henty,
Mr. Horne,
Mr. Hughes,
Mr. King,
Mr. O'Brien,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sladen,

Ayes—continued.

Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Palmer,
 Mr. Phelan,
 Chas. Read,
 Mr. Sargood,
 Mr. Service,
 Mr. Syme,
 Mr. Wood,
 Mr. Ebden,
 Mr. Humffray, } *Tellers.*

Noes—continued.

Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Capt. Clarke,
 Capt. Anderson, } *Tellers.*

So it was resolved in the affirmative.

Bill read a second time.

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

Question—put and resolved in the affirmative.

Ordered—That the committal of this Bill be an Order of the Day for Thursday, 30th July instant.

11. PENSIONS BILL.—Mr. Ebden moved that this Bill be now read a second time.
 Question—put and resolved in the affirmative.
 Bill read a second time, and ordered to be committed to a Committee of the whole House on Thursday, 23rd July instant.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 “ *Gold Fields Management Bill (2^o)—To be committed,*” until Thursday, 23rd July instant.
 “ *Fines Appropriation Bill—Second reading,*” until Tuesday, 21st July instant.
13. SUPPLY.—ESTIMATES FOR 1857.—Mr. Aspinall reported from the Committee of Supply several resolutions, which were read as follow :—

23rd June.

- (1.) Resolved—That a sum not exceeding Twenty-four thousand five hundred and thirty pounds be appropriated to Her Majesty to defray the expenses for the year 1857 of the establishments of the department of Public Works and Buildings, as hereunder set forth, viz. :—
 A sum not exceeding Seven thousand eight hundred and fifty pounds for the establishment of Public Works at Melbourne.
 A sum not exceeding Nine hundred and seventy-five pounds for the establishment of Public Works at Geelong.
 A sum not exceeding Six thousand nine hundred and ninety pounds towards the expense of the Roads establishment.
 A sum not exceeding Nine hundred pounds for the establishment of the Botanic Gardens; and
 A sum not exceeding Seven thousand eight hundred and fifteen pounds for the contingencies of the department of Public Works and Buildings.
- (2.) Resolved—That a sum not exceeding One hundred and five thousand pounds be appropriated to Her Majesty towards defraying the expense for the year 1857 of completing the several Works and Buildings hereunder set forth, viz. :—
 A sum not exceeding Twenty-five thousand pounds towards completing the Houses of Parliament.
 A sum not exceeding Twenty-five thousand pounds towards the erection of Public Offices in Melbourne.
 A sum not exceeding Twenty-five thousand pounds towards completing Custom House.
 A sum not exceeding Twenty thousand pounds towards completing Treasury and Audit Office; and
 A sum not exceeding Ten thousand pounds for completing the Patent Slip.
- (3.) Resolved—That a sum not exceeding Thirty-seven thousand six hundred and thirty pounds be appropriated to Her Majesty to defray the expense for the year 1857 of the construction of and repairs and additions to the Wharves and Jetties hereunder set forth, viz. :—
 A sum not exceeding Two thousand pounds for repairs and additions to Wharves, Sheds, and approaches to Wharves in Melbourne.
 A sum not exceeding Five thousand pounds for extension and repairs of Wharves and Jetty at Williamstown.

- A sum not exceeding Seven thousand pounds for extension and repairs of Jetty at Sandridge.
- A sum not exceeding Twelve thousand pounds for extension and repairs of Wharves at Geelong.
- A sum not exceeding Five hundred pounds for construction of Boat Jetty at Point Henry.
- A sum not exceeding Three thousand pounds for additions to Jetty at Queenscliff.
- A sum not exceeding Four thousand pounds for erection of Jetty at Snapper Point.
- A sum not exceeding Four thousand pounds for construction of Jetty at St. Kilda; and
- A sum not exceeding One hundred and thirty pounds for construction of Landing-place at the Botanic Gardens, Melbourne.
- (4.) Resolved—That a sum not exceeding Forty-three thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of Marine and River Works, as hereunder set forth, viz. :—
- A sum not exceeding Fifteen thousand pounds for improving the navigation of the River Yarra below the Falls.
- A sum not exceeding Twenty thousand pounds for constructing a new Steam Dredge, Steam Tug, Punts and Boats, &c. for same; and
- A sum not exceeding Eight thousand pounds for maintenance of the Steam Dredge at Geelong.
- (5.) Resolved—That a sum not exceeding Thirty-five thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Lighthouses, as hereunder set forth, viz. :—
- A sum not exceeding Two thousand and five hundred pounds for erecting a Lighthouse at Belfast.
- A sum not exceeding Fifteen thousand and five hundred pounds for erecting a Lighthouse at Cape Schanck.
- A sum not exceeding Two thousand and five hundred pounds for erecting a Lighthouse at Shallow Inlet.
- A sum not exceeding Two thousand and five hundred pounds for erecting a Lighthouse at Portland.
- A sum not exceeding Two thousand and five hundred pounds for erecting a Lighthouse at Warrnambool.
- A sum not exceeding Ten thousand pounds towards the erection of a Lighthouse at Wilson's Promontory.
- (6.) Resolved—That a sum not exceeding Forty-five thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of extending Electric Telegraphs, as hereunder set forth, viz. :—
- A sum not exceeding Eighteen thousand pounds for a line from Ballarat to Raglan, Warrnambool, Belfast, Portland, and Mount Gambier.
- A sum not exceeding Fifteen thousand pounds for a line to Kilmore, along the Sydney-road, to Wanganatta, Beechworth, and Albury.
- A sum not exceeding Nine thousand pounds for the erection of Stations on the above lines; and
- A sum not exceeding Three thousand and five hundred pounds for the erection of a Station at Geelong.
- (7.) Resolved—That a sum not exceeding Eight thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of the erection of and addition to Military Buildings.
- (8.) Resolved—That a sum not exceeding Forty four thousand and three hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting and completing Gaols and Gaol Buildings.
- (9.) Resolved—That a sum not exceeding Twenty-one thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Police Buildings.
- (10.) Resolved—That a sum not exceeding Nine thousand and nine hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of the erection and additions to Powder Magazines.
- (11.) Resolved—That a sum not exceeding Nine thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of the erection and additions to Post Office Buildings.
- (12.) Resolved—That a sum not exceeding Two thousand and six hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Offices for Wardens, &c. upon the goldfields.
- (13.) Resolved—That a sum not exceeding Twenty-one thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Court Houses.
- (14.) Resolved—That a sum not exceeding Nine thousand and eight hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Courts of Petty Sessions.
- (15.) Resolved—That a sum not exceeding Two thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Sub-Treasuries and Gold Offices.

30th June.

- (16.) Resolved—That a sum not exceeding Five thousand and four hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting Local Courts as hereunder set forth, viz. :—

Avoca (including Court of Petty Sessions)—One thousand pounds.
 Ballarat—Two thousand pounds.
 Beechworth (alterations to old building)—Two hundred and fifty pounds.
 Smythe's Creek—Four hundred pounds.
 Steiglitz—Four hundred pounds.
 Fryers' Creek—Three hundred and fifty pounds.
 St. Andrew's—Three hundred and fifty pounds.
 Yackandandah (also Court of Petty Sessions)—Six hundred and fifty pounds.

- (17.) Resolved—That a sum not exceeding Sixteen thousand five hundred and seventy pounds be appropriated to Her Majesty to defray the expense of miscellaneous services in the department of Public Buildings for the year 1857.
 (18.) Resolved—That a sum not exceeding Thirty-two thousand six hundred and fifty-two pounds be appropriated to Her Majesty to defray the expense for the year 1857, of additions and repairs to Public Buildings generally.
 (19.) Resolved—That a sum not exceeding Six thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting and repairing fences.
 (20.) Resolved—That a sum not exceeding Ten thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of Public Parks, Gardens, and Places of Recreation.
 (21.) Resolved—that a sum not exceeding Twenty-seven thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of Rents and Furniture for the several Public Offices.
 (22.) Resolved—That a sum not exceeding Thirty-nine thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of the Roads and Bridges hereunder set forth, viz. :—

A sum of Two thousand pounds for the improvement of a road between Benalla and Seven Mile Creek.

A sum of One thousand pounds for the erection of a bridge over the Campaspe.

A further sum of Ten thousand pounds for the maintenance of the Mount Alexander Road.

And a further sum of Twenty-six thousand pounds in aid of Local Subscriptions and for unforeseen expenses.

2nd July.

- (23.) Resolved—That a sum not exceeding Five thousand four hundred and seventy-two pounds be appropriated to Her Majesty to defray the expenses for the year 1857 of the office of the Commissioner of Trade and Customs.
 (24.) Resolved—That a sum not exceeding Thirty-five thousand seven hundred and seven pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the department of Customs for the Ports of Melbourne and Williamstown for the year 1857.
 (25.) Resolved—That a sum not exceeding Ten thousand six hundred and forty pounds be appropriated to Her Majesty to defray the expenses, for the year 1857, of the department of Customs for the Port of Geelong, as hereunder set forth, viz. :—

Geelong	...	...	£8,802	10
Point Henry	...	...	£225	0
Cowie's Creek	...	...	£250	0
and				
Queenscliff	...	...	£1,362	0

- (26.) Resolved—That a sum not exceeding One thousand nine hundred and forty-nine pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the department of Customs for the Port of Portland for the year 1857.
 (27.) Resolved—That a sum not exceeding One thousand eight hundred and seventy-nine pounds be appropriated to Her Majesty to defray the expenses of the department of Customs for the Port of Port Fairy for the year 1857.
 (28.) Resolved—That a sum not exceeding Two thousand and seventy-six pounds be appropriated to Her Majesty to defray the expenses of the department of Customs for the Port of Warrnambool for the year 1857.
 (29.) Resolved—That a sum not exceeding One thousand seven hundred and sixteen pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the department of Customs for the Port of Port Albert for the year 1857.
 (30.) Resolved—That a sum not exceeding Five hundred pounds be appropriated to Her Majesty to defray the expenses of the department of Customs on the River Murray for the year 1857.
 (31.) Resolved—That a sum not exceeding Two thousand five hundred and fifty-five pounds be appropriated to Her Majesty to defray the contingent expenses of the department of Customs for the year 1857.

- (32.) Resolved—That a sum not exceeding Six thousand four hundred and thirty-seven pounds and five shillings be appropriated to Her Majesty to defray the expenses of the department of the Harbor Master at Hobson's Bay for the year 1857.
- (33.) Resolved—That a sum not exceeding One thousand four hundred and forty-two pounds be appropriated to Her Majesty to defray the expenses of the department of the Harbor Master for the Port of Melbourne for the year 1857.
- (34.) Resolved—That a sum not exceeding One thousand nine hundred and three pounds and fifteen shillings be appropriated to Her Majesty to defray the expenses of the department of the Harbor Master for the Port of Geelong for the year 1857.
- (35.) Resolved—That a sum not exceeding One thousand and seventy pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the department of the Harbor Master for the Port of Portland for the year 1857.
- (36.) Resolved—That a sum not exceeding One hundred and seventy-five pounds be appropriated to Her Majesty to defray the expenses of the department of Harbor Master and Pilot at Warrnambool for the year 1857.
- (37.) Resolved—That a sum not exceeding One thousand one hundred and sixty-six pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the department of the Harbor Master, Belfast, for the year 1857.
- (38.) Resolved—That a sum not exceeding One thousand four hundred and fifty-eight pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the department of the Harbor Master, Port Albert, for the year 1857.
- (39.) Resolved—That a sum not exceeding One thousand five hundred and ninety-one pounds be appropriated to Her Majesty to defray the expenses of the "Empire" buoy boat for the year 1857.
- (40.) Resolved—That a sum not exceeding Five thousand pounds be appropriated to Her Majesty to defray the expenses of Buoys, Beacons, and Moorings for the year 1857.
- (41.) Resolved—That a sum not exceeding Six hundred and twenty three pounds be appropriated to Her Majesty to defray the expenses of Signal Stations for the year 1857.
- (42.) Resolved—That a sum not exceeding Four thousand three hundred and forty-five pounds be appropriated to Her Majesty to defray the expenses of the contingencies of the department of Ports and Harbors for the year 1857.
- (43.) Resolved—That a sum not exceeding Two thousand five hundred and two pounds and ten shillings be appropriated to Her Majesty to defray the expenses for the year 1857 of Coast Lighthouses, as hereunder set forth, viz. :—
- A sum not exceeding One thousand three hundred and sixty-five pounds for the Lighthouse at Cape Otway.
- A sum not exceeding Six hundred and eighty-two pounds and ten shillings for half the expense of the Lighthouse at Gabo Island.
- A sum not exceeding Four hundred and fifty-five pounds for one-third the expense of the Lighthouse at Kent's Group.
- (44.) Resolved—That a sum not exceeding Five thousand two hundred and thirty-nine pounds be appropriated to Her Majesty to defray the expense of Harbor Lights for the year 1857.
- (45.) Resolved—That a sum not exceeding Four thousand eight hundred and thirty-eight pounds be appropriated to Her Majesty to defray the expense of Light Vessels for the year 1857.
- (46.) Resolved—That a sum not exceeding Two hundred and sixty pounds be appropriated to Her Majesty to defray the expense of Jetty Lamps for the year 1857.
- (47.) Resolved—That a sum not exceeding Six Thousand two hundred and eighty-one pounds and ten shillings be appropriated to Her Majesty to defray the expenses of the Immigration Department for Melbourne and Hobson's Bay for the year 1857.
- (48.) Resolved—That a sum not exceeding Two thousand and five pounds be appropriated to Her Majesty to defray the expenses of the Immigration Department for the Port of Geelong for the year 1857.
- (49.) Resolved—That a sum not exceeding Six hundred pounds be appropriated to Her Majesty to defray the expenses of the Immigration Department for the Port of Portland for the year 1857.
- (50.) Resolved that a sum not exceeding Five hundred and fifty pounds be appropriated to Her Majesty to defray the expenses of the Immigration Department for the Port of Belfast for the year 1857.
- (51.) Resolved—That a sum not exceeding Two hundred and fifty pounds be appropriated to Her Majesty to defray the expenses of the Immigration Department for the Port of Alberton for the year 1857.
- (52.) Resolved—That a sum not exceeding Four thousand and seventy-five pounds be appropriated to Her Majesty to defray the expenses for contingencies of the Immigration Department for the year 1857.
- (53.) Resolved that a sum not exceeding One hundred and thirty-five thousand pounds be appropriated to Her Majesty to defray the expenses for the Introduction of Immigrants including persons selected under the Remittance Regulations for the year 1857.
- (54.) Resolved—That a sum not exceeding One thousand two hundred and fourteen pounds twelve shillings and sixpence be appropriated to Her Majesty to defray the expenses of Powder Magazine for the year 1857.

3rd July.

- (55.) Resolved—That a sum not exceeding Nineteen thousand seven hundred and forty pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Office for the year 1857.
- (56.) Resolved—That a sum not exceeding Ninety-seven thousand nine hundred and fifty pounds be appropriated to Her Majesty to defray the expenses of the Field Branch of the Surveyor General's Department for the year 1857.
- (57.) Resolved—That a sum not exceeding Six thousand five hundred and ten pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Department for Crown Lands Occupation for the year 1857.
- (58.) Resolved—That a sum not exceeding Six thousand one hundred and fifty-two pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Department for Geological Survey for the year 1857.
- (59.) Resolved—That a sum not exceeding Nine hundred and thirty pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Department for Marine Survey for the year 1857.
- (60.) Resolved—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Department for Sappers and Miners for the year 1857.
- (61.) Resolved—That a sum not exceeding Six thousand and nine hundred pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Department for Contingencies for the year 1857.
- (62.) Resolved—That a sum not exceeding Four thousand pounds be appropriated to Her Majesty to defray the expenses of the Surveyor General's Department for the Museum of Natural History Geology and Agriculture for the year 1857.
- (63.) Resolved—That a sum not exceeding Thirty-eight thousand and four hundred pounds be appropriated to Her Majesty towards defraying the expense of Grants in Aid of Useful and Charitable Institutions, as hereunder set forth, viz. :—
- A sum not exceeding Ten thousand pounds for the promotion of Agriculture.
 - A sum not exceeding Ten thousand pounds for effecting improvements in Mining, including Mining Commission.
 - A sum not exceeding Five hundred pounds towards the building of a Mechanics' Institute at Geelong, in lieu of the balance of the vote of 1855, unpaid.
 - A sum not exceeding Nine thousand pounds for the maintenance of the Hospital, Melbourne, on condition of one-third the amount being raised by private contributions and of the necessary accounts of expenditure being furnished.
 - A sum not exceeding One thousand pounds for furnishing the additional wing of the Melbourne Hospital, built for the accommodation of seamen.
 - A sum not exceeding Four thousand and five hundred pounds for the maintenance of the Benevolent Asylum, Melbourne, on condition of one-third the amount being raised by private contributions, and of the necessary accounts of expenditure being furnished.
 - A sum not exceeding Two thousand pounds for the maintenance of the Protestant Orphan Asylum, Emerald Hill, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Nine hundred pounds for the maintenance of the Immigrants' Aid Society, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Five hundred pounds for the maintenance of the Roman Catholic Orphanage, Emerald Hill, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Two thousand pounds for the maintenance of the Infirmary and Benevolent Asylum, Geelong, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Seven hundred and fifty pounds for the maintenance of the Protestant Orphan Asylum, Geelong, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Three thousand and five hundred pounds for the maintenance of the Hospital at Ballarat, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Two thousand two hundred and fifty pounds for the maintenance of the Hospital at Castlemaine, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Two thousand two hundred and fifty pounds for the maintenance of the Hospital at Sandhurst, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Two thousand two hundred and fifty pounds for the maintenance of the Hospital at Beechworth, on condition of one-third the amount being raised by private contributions.
 - A sum not exceeding Four hundred and fifty pounds for the maintenance of the Hospital at Kyneton, on condition of one-third the amount being raised by private contributions.

- A sum not exceeding One thousand pounds for the maintenance of the Melbourne Lying-in Hospital, on condition of one-third the amount being raised by private contributions.
- A sum not exceeding Two thousand pounds towards building an additional wing to the Melbourne Hospital, on condition of one-third the amount being raised by private contributions.
- A sum not exceeding One thousand pounds in aid of the Juvenile Traders' Association.
- A sum not exceeding Four hundred pounds in aid of the Melbourne Ladies Benevolent Asylum.
- A sum not exceeding Two hundred and fifty pounds in aid of St. Mark's District Visiting Society.
- A sum not exceeding Two hundred pounds in aid of the Williamstown Ladies Benevolent Asylum.
- A sum not exceeding Two hundred pounds in aid of the Friendly Brothers Society.
- A sum not exceeding Two thousand pounds towards the completion of ten shelter-sheds at £200 each.

July 8th.

- (64.) Resolved—That a sum not exceeding Thirty-three thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857, of grants in aid of the Second Year's Revenues of the undermentioned Municipal Districts, to be distributed in proportion to the amount of rates collected by each during the previous municipal year, viz. :—

Emerald Hill.
East Collingwood.
Sandhurst.
Castlemaine.
Ballaarat.
Pahran.
Richmond.
Portland.
Warrnambool.
Belfast.
Williamstown.

- (65.) Resolved—That a sum not exceeding Eight thousand and two hundred and fifty pounds be appropriated to Her Majesty to defray the expense for the year 1857, of grants in aid of the first year's revenues of the undermentioned Municipal Districts, on condition of a rate of not less than one shilling in the pound being collected for such municipal year, viz. :—

Beechworth	...	...	£3,750
Kilmore	...	...	£2,000
St. Kilda	...	...	£2,500

- (66.) Resolved—That a sum not exceeding Seventeen thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857, of grants in aid of Municipal Districts to be created during 1857, on a similar condition.

The above resolutions having been read a second time, were agreed to.

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

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

“ An Act to ratify an exchange of Land between Her Majesty and the Corporation of the City of Melbourne, and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council, and request their concurrence.

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

“ Estimates—To be further considered in Committee;” and

“ Crown Lands Bill—To be further considered in Committee,” until this day—the latter Order to take precedence of all other Orders.

“ Customs Laws Consolidation Bill—Third reading,” until Friday, 17th July instant.

16. PROBATES AND LETTERS OF ADMINISTRATION.—Mr. Wood moved, pursuant to notice, For a Return of the number of probates and letters of administration issued within the last six months, with the dates when the same were applied for and issued.

Question—put and resolved in the affirmative.

Assembly adjourned at eleven minutes to one o'clock until four o'clock this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 89.

THURSDAY, 16TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. CITY OF MELBOURNE GAS AND COKE COMPANY'S ACT AMENDMENT BILL.—Mr. Smith, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee.
Ordered to lie on the Table.
3. PETITION.—Mr. Wood presented a Petition from Merchants, Farmers and Tradesmen resident in the town and suburbs of Wangaratta, praying the House to postpone legislation on the subject of the Land Bill until the people of the Colony are adequately represented, so that every section of the community may have a voice in dealing with the general interest.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the several Notices of Motion :—
 - “Crown Lands Bill—To be further considered in Committee.”
 - “Electoral Act Amendment Bill—To be further considered in Committee.”
 - “Standing Orders relating to Private Bills—To be committed.”
 - “Gold Mining on Private Property Bill—Second reading.”
 - “Audit Bill—To be further considered in Committee.”
 - “Estimates—To be further considered in Committee.”
5. LAND BILL.—Mr. Greeves moved, pursuant to notice given by Dr. Evans, “That” there be laid on the Table of this House a Return shewing the number of Petitions presented to this House for and against the Land Bill, and the number of signatures appended to the same respectively.
Debate ensued.
Mr. Adamson moved, as an amendment, That all the words after the word “That” in the above resolution be omitted, with a view to insert the following words, “the Petitions on the Crown Lands Bill be referred to a Select Committee for their report thereon, particularly as to the mode of signature, and the number and authenticity of the signatures; such Committee to consist of Messrs. Service, Rutledge, Wood, Greeves, Hughes, Griffith, and the Mover.”
Debate ensued.
Mr. Wood moved, That this debate be now adjourned.
Further debate ensued.
Question—That this debate be now adjourned—put and negatived.
Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.
Question—That there be laid on the Table of this House a Return shewing the number of Petitions presented to this House for and against the Land Bill, and the number of signatures appended to the same respectively—put and resolved in the affirmative.
6. CROWN LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again to-morrow.

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

- “ *Electoral Act Amendment Bill*—*To be further considered in Committee*,” until Thursday, 23rd July instant.
- “ *Standing Orders relating to Private Bills*—*To be committed* ;”
- “ *Gold Mining on Private Property Bill*—*Second reading* ;”
- “ *Audit Bill*—*To be further considered in Committee* ;” and
- “ *Estimates*—*To be further considered in Committee*” (to take precedence), until Tuesday, 21st July instant.
- “ *Geelong and Melbourne Railway Act Amendment Bill*—*Second reading*,” until Thursday, 30th July instant.
- “ *Titles to Land Bill*—*Second reading*,” until Thursday, 23rd July instant.
- “ *Gold Fields Management Bill* (3^o)—*Second reading*,” until Tuesday, 21st July instant.

8. **POWERS OF ATTORNEY BILL.**—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Fellows, the Order of the Day was discharged ; and on the further motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 21st July instant—Bill as amended to be printed.

Assembly adjourned at three minutes to twelve o'clock till four o'clock to-morrow.

FRAN^S MURPHY,
Speaker.

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 90.

FRIDAY, 17TH JULY, 1857.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Wood presented a Petition from residents in the Ovens District, praying that neither the Land Bill, the Gold Fields Management Bill, nor the Gold Mining on Private Property Bill, should become law until the principle of manhood suffrage is carried out in its integrity; a simple method of registration adopted; the electoral districts re-distributed in proportion to the population, and the number of representatives in the Legislative Assembly considerably increased.
Ordered to lie on the Table.
3. JOINT STANDING ORDERS.—Mr. Horne, on behalf of Mr. Speaker, Chairman, brought up the Report from the Standing Orders Committee, and moved that it be printed.
Question—put and resolved in the affirmative.
4. DISTILLATION OF SPIRITS.—Mr. Humffray moved, pursuant to notice, That this House resolve itself into a Committee of the whole for the purpose of considering the following resolution:—
That it is expedient to bring in a Bill to legalise the manufacture and distillation of spirits in the Colony of Victoria, and to repeal certain laws relating thereto.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee considered it expedient to bring in a Bill to legalise the manufacture and distillation of Spirits in the Colony of Victoria, and to repeal certain laws relating thereto—
The Assembly adopted the Report, and ordered the Bill to be brought in accordingly.
Mr. Humffray brought in a Bill, intituled, "*A Bill to legalise the Manufacture and Distillation of Spirits in the Colony of Victoria, and to repeal certain laws relating thereto,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be printed.
5. BALLAARAT GAS COMPANY'S BILL.—On the motion of Mr. Humffray, the Petition from Henry Farley, S. S. Lazarus, and others, was read by the Clerk.
Mr. Humffray then moved, pursuant to amended notice, That he have leave to bring in a Bill, intituled, "*A Bill for Lighting with Gas the Municipalities of Ballaarat West and Ballaarat East, in the Colony of Victoria, and to enable certain persons associated under the name, style, or title of 'The Ballaarat Gas Company,' to sue and be sued in the name of their Secretary for the time being of the said Company.*"
Question—put and resolved in the affirmative.
Mr. Humffray brought in a Bill, intituled, "*A Bill for Lighting with Gas the Municipalities of Ballaarat West and Ballaarat East, in the Colony of Victoria, and to enable certain persons associated under the name, style, and title of 'The Ballaarat Gas Company,' to sue and be sued in the name of their Secretary for the time being of the said Company,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be printed and read a second time on Thursday, 23rd July instant.
6. MELBOURNE GAS AND COKE COMPANY'S ACT AMENDMENT BILL.—Mr. Smith moved, pursuant to amended notice, That the adoption of the Report from the Select Committee on the Melbourne Gas and Coke Company's Act Amendment Bill be an Order of the House for Tuesday next.
Question—put and resolved in the affirmative.
7. OATHS OF OFFICE BILL.—Mr. Michie moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
On the motion of Mr. Michie, the Assembly ordered that this Bill be now committed to a Committee of the whole Assembly.
And on the further motion of Mr. Michie, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole upon this Bill.
The Chairman reported progress, and asked leave to sit again on Friday, 24th July instant.

8. **JURIES BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported the Bill with amendments.
On the motion of Mr. Foster, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration on Friday, 24th July instant.
9. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the next Order of the Day :—
“ *Scab Bill—To be committed.*”
10. **SETTLED ESTATES BILL.**—Mr. Sitwell moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed Friday, 24th July instant.
11. **SCAB BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—On the motion of Mr. Moore, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of the Bill.
The Chairman reported progress, and obtained leave to sit again on Friday, 24th July instant.
12. **COLONIAL INSURANCE COMPANY'S BILL.**—On the motion of Mr. Brooke, the Assembly adopted the Report from the Committee on this Bill, and ordered the Bill to be read a third time on Tuesday, 21st July instant.
13. **CUSTOMS LAWS CONSOLIDATION BILL.**—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. McCulloch, the Order of the Day was discharged ; and, on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of the Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 21st July instant.
14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Orphan Apprentices Bill—Second reading,*”
“ *County Courts Bill—To be further considered in Committee,*” until Friday, 24th July instant.
“ *Melbourne and Hobson's Bay Railway Act Amendment Bill—Third reading,*” until Tuesday, 21st July instant.
“ *Aliens Law Amendment Bill—Second reading,*” until Friday, 24th July instant ;
and
“ *Crown Lands Bill—To be further considered in Committee,*” until Wednesday, 22nd July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 91.

TUESDAY, 21ST JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a return to a writ he had issued for the election of a member for the electoral district of South Bourke, by which it appeared that Sidney Ricardo, Esquire, was duly elected member for the said electoral district.
3. PETITIONS.—Mr. Phelan presented a Petition from landowners, miners, storekeepers, and householders residing at Mount Blackwood, praying the Assembly not to pass the Crown Lands Bill, the Gold Fields Management Bill, nor the Gold Mining on Private Property Bill.
Petition ordered to lie on the Table.
Dr. Evans presented a Petition from the council and members of the Pharmaceutical Society of Victoria, and from others, chemists and druggists, residing in Victoria, praying the Assembly to reject the Bill now before the House, intituled, "*A Bill to regulate the safe keeping and sale of Arsenic and other Poisons, and their administration,*" on the grounds of its indiscriminate injustice; and that the House would, in any future legislation on the subject, give due weight to the opinions of the petitioners, resulting from long practical experience in dispensing and vending poisons.
Petition ordered to lie on the Table.
Mr. Wills presented a Petition from Joseph Birkitt, styling himself chairman of the Bellerine Farmers' Association, praying that the Assembly would not pass the Crown Lands Bill now in its progress through the House, but would cause it to be withdrawn, so as to admit of another more in accordance with the wishes of the majority of the people being introduced.
Petition ordered to lie on the Table.
4. RAILWAYS.—Capt. Clarke, Chairman, brought up Progress Report, No. 7, from the Committee, and moved that it be received and the evidence printed.
Question—put and resolved in the affirmative.
Evidence ordered to be printed.
5. PETITION.—Mr. Brooke presented a Petition from certain subscribers to a Joint-Stock Company, to be established and formed for the purpose of making and maintaining a Railway from near Prince's Bridge, in the City of Melbourne, to Brighton, in the county of Bourke, and a branch line to Hawthorn, under the title of "*The Melbourne and Suburban Railway Company,*" praying that any Standing Orders of this House which may exist in relation to the bringing in of Private Bills might be suspended, and that the Petitioners might have leave to bring in a Bill, intituled, "*A Bill for the making and maintaining of the Melbourne and Suburban Railway,*" on payment of the sum of £25 into the Treasury of the Colony, in accordance with the Standing Orders heretofore in force in this Colony.
Ordered to lie on the Table.
6. PORT ALBERT SHIPPING POINT.—Mr. King moved, pursuant to notice, That the Report from the Select Committee on the Port Albert Shipping Point be now adopted.
Debate ensued.
Motion by leave withdrawn.
7. HENRY SEEKAMP.—Mr. Humfray moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, praying His Excellency to cause to be laid on the Table of this House a copy of the Memorial presented to His Excellency by Henry Seekamp, late editor of the *Ballaarat Times* newspaper.
Question—put and resolved in the affirmative.
8. HENRY SEEKAMP.—Mr. Moore laid on the Table a Return to the above Address, being a copy of the Memorial addressed to His Excellency by Henry Seekamp, late editor of the *Ballaarat Times* newspaper.
Ordered to lie on the Table.

9. **ERECTION OF PUBLIC OFFICES.**—Mr. Gavan Duffy moved, pursuant to notice, That in the opinion of this House no Additional Offices for the Public Departments should be erected till a general plan of Government Offices, and a suitable site for them shall have received the sanction of a Committee of this House.
 Debate ensued.
 Motion by leave withdrawn.
10. **SYDNEY MINT—COINED GOLD.**—Mr. Greeves, pursuant to notice, called the attention of the House to the Proclamation of 14th July instant, declaring the gold coin issued from the Sydney Mint a legal tender in Victoria, and moved, That it is expedient to declare and define by an Act of Parliament what shall be deemed a legal tender in Victoria.
 Debate ensued.
 Mr. Michie moved, That the further debate be adjourned until Tuesday, the 28th July instant.
 Question—That this debate be further adjourned until Tuesday, 28th July instant—put and resolved in the affirmative.
11. **CLAIMANTS AGAINST GOVERNMENT RELIEF BILL.**—On the motion of Mr. Fellows, the House proceeded to take into consideration the amendment made by the Legislative Council to the Bill intituled "*An Act for the Enforcement of Claims against the Crown.*"
 Mr. Fellows moved, That all the words in the 8th clause, after the word "government," in the 4th line thereof, be omitted.
 Question—put and resolved in the affirmative.
 Mr. Fellows then moved, That the Bill be returned to the Legislative Council, with a Message requesting their concurrence in the above amendment.
 Question—put and resolved in the affirmative.
12. **AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY BILL.**—Mr. Langlands, Chairman of the Select Committee to which this Bill was referred, brought up the report from the Committee.
 Ordered to lie on the Table.
13. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the next Order of the Day:—
"Estimates—To be further considered in Committee."
14. **MR. R. WOOLLEY.**—The Order of the Day for the resumption of the debate on the question, That in the opinion of this House it is neither expedient nor to the interest of this country that Mr. Richard Woolley should be retained in the service of the Government, having been read—
 Motion by leave withdrawn.
15. **ESTIMATES.**—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates of Expenditure for the year 1857.
 Question—put and resolved in the affirmative.
 Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 The Chairman reported progress, and obtained leave to sit again on Tuesday, 28th July instant.
16. **MELBOURNE GAS AND COKE COMPANY'S BILL.**—On the motion of Mr. Smith, the Assembly adopted the report from the Committee on this Bill, and ordered the Bill to be read a third time Friday, 24th July instant.
17. **MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.**—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. D. S. Campbell, read a third time and *passed*.
 Mr. D. S. Campbell then moved that the following be the title of the Bill:—
"An Act to enable the Melbourne and Hobson's Bay Railway Company to raise additional Capital, and to extend the provisions of the Acts relating to the Company, and for conferring on the Company additional powers in relation to the undertaking, and for other purposes."
 Question—put and resolved in the affirmative.
 Ordered—That Mr. D. S. Campbell do carry the Bill to the Legislative Council, and desire their concurrence.

18. CUSTOMS LAWS CONSOLIDATION BILL.—On the motion of Mr. McCulloch, the Assembly adopted the report from the Committee of the whole upon this Bill.

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

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

“ An Act to consolidate and amend the Laws relating to the Customs.”

Question—put and resolved in the affirmative.

Ordered—That Mr. Aspinall do carry the Bill to the Legislative Council, and desire their concurrence.

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

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

“ Poisons Bill—Second reading,” until Tuesday, 28th July instant.

“ Fines Appropriation Bill,” until Thursday, 23rd July instant.

“ Standing Orders relating to Private Bills—To be committed,” until Friday, 24th July instant.

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

“ Audit Bill—To be further considered in Committee,”

“ Gold Fields Management Bill (3^o)—Second reading,” and

“ Powers of Attorney Bill—Adoption of report,” until Tuesday, 28th July instant.

“ Joint Standing Orders—Adoption of report,” until Thursday, 23rd July instant.

“ Juries Bill—Adoption of report,” until Tuesday, 28th July instant ; and

“ Colonial Insurance Company's Bill—Third reading,” until Wednesday, 22nd July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 92.

WEDNESDAY, 22ND JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Fifteenth Report from the Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
3. NEW MEMBER.—Mr. Ricardo having been presented, and having taken the Oath and handed to the Clerk at the Table the following Declaration, took his seat as Member of the Assembly for the Electoral District of South Bourke.

“I, SIDNEY RICARDO, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Bulleen, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follow: Part of Unwin’s Special Survey: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.

(Signed) “SIDNEY RICARDO.”
4. PETITIONS.—Mr. Langlands presented a Petition from Henry Hopwood, of Echuca, Campaspe, praying that any Standing Orders which may exist in relation to the bringing in of Private Bills might be suspended, and that the Petitioner might have leave given for the introduction of a Bill, as in the Petition mentioned, on payment being made to the Treasurer for the Colony of the sum of £25, in accordance with the Standing Orders heretofore in force in this Colony.

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

Capt. Clarke presented a Petition from certain inhabitants of Emerald Hill, praying the House to reject the Land Bill now under consideration, and at the earliest opportunity to establish a system of Representation that would represent the people fully and fairly, and then appeal to the country to ascertain what Land Bill would satisfy the people; and, further, that the House would in the mean time delay legislating on any Land Bill till the people are fully and fairly represented.

Ordered to lie on the Table.
5. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The following Members of “*The Committee of Elections and Qualifications*” were sworn by the Clerk at the Table, viz.:—

John Basson Humffray, Esquire,
Henry Langlands, Esquire,
George Samuel Wegg Horne, Esquire,
George Harker, Esquire, and
John Dennistoun Wood, Esquire.
6. PAPERS.—Mr. Ebden presented—

Yarra Bend Lunatic Asylum.—Report of the Board appointed to inspect the Yarra Bend Lunatic Asylum, and to report upon the accommodation required.

Ordered to be printed.
7. GOLD EXPORT DUTY ACT AMENDMENT BILL.—Mr. Ebden moved, pursuant to notice, for leave to bring in a Bill to amend the law relating to the duty of Customs upon gold.

Question—put and resolved in the affirmative.

Mr. Ebden then brought up a Bill, intituled, “*A Bill to amend the Law relating to the Duty of Customs upon Gold,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 28th July instant.

8. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the Notices of Motion for to-day.

“ Crown Lands Bill—To be further considered in Committee.”

9. **CHINESE.**—Mr. Wills moved, pursuant to notice, That this Assembly will not affirm any scheme of legislation affecting the Chinese which does not provide for the entire exclusion from our Gold Fields of all such as shall arrive in this province after the current year.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.
 Capt. Anderson,
 Mr. Blair,
 Mr. D. S. Campbell,
 Mr. Davis,
 Dr. Evans,
 Mr. Grant,
 Mr. Greeves,
 Mr. Horne,
 Mr. Humffray,
 Mr. O'Brien,
 Dr. Owens,
 Mr. Quarterman,
 Mr. Sargood,
 Mr. Sladen,
 Mr. Smith,
 Mr. Syme,
 Mr. Ware,
 Mr. Wills,
 Capt. Clarke, } *Tellers.*
 Mr. Fyfe, }

Noes, 24.
 Mr. C. Campbell,
 Mr. Gavan Duffy,
 Mr. Ebdon,
 Dr. Embling,
 Mr. Fellows,
 Mr. Foster,
 Mr. Griffith,
 Mr. Haines,
 Mr. Harker,
 Mr. Heales,
 Mr. Henty,
 Mr. Hughes,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Goodman, } *Tellers.*
 Mr. Moore, }

10. **GEELONG POLICE MAGISTRATE.**—Mr. Fyfe moved, pursuant to notice, for copies of all correspondence between the Government and Mr. J. M. Main, having reference to the Police Magistrate at Geelong; also, for copies of all correspondence between the Government and the Chairman of a public meeting held at Geelong on 27th May last; also for copies of all correspondence between the Government and other parties complaining against the said Police Magistrate.

Question—put and resolved in the affirmative.

11. **WORKS OF DEFENCE.**—Mr. Wills moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole to consider the propriety of adopting the following resolution:—

That inasmuch as it is expedient to construct works for the defence of the ports and merchant navy in Hobson's Bay and other ports of Victoria against hostile squadrons in time of war, a Select Committee be appointed to report upon the eligibility of sites and the character of the works suitable for such purpose, and that the Committee have power to visit localities, take evidence, and call for papers.

Debate ensued.

Motion, by leave, withdrawn.

12. **MELBOURNE AND SUBURBAN RAILWAY BILL.**—Mr Brooke having, pursuant to notice, moved for and obtained leave to bring in a Bill for the making and maintaining of the Melbourne and Suburban Railway, brought up a Bill, intituled, *“ A Bill for the making and maintaining of the Melbourne and Suburban Railway,”* and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be read a second time Tuesday, 28th July instant.

13. **JAMES MOODY.**—Mr. Michie moved, by leave of the Assembly, That the Clerk of the House, and the Shorthand Writer who attended *“ The Committee of Elections and Qualifications,”* on the inquiry into the proceedings relative to the Election for East Bourke, be permitted to attend at the Police Office, and also before the Supreme Court, to give evidence in the prosecution of James Moody, for perjury committed before the said Committee, and to produce all such Books, Papers, and Documents, in the possession of this House, as may be required in such prosecution.

Question—put and resolved in the affirmative.

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

The Assembly having continued to sit until after twelve o'clock—

THURSDAY, 23RD JULY.

The Chairman reported progress and asked leave to sit again on Wednesday, 29th July.

15. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered the following Order of the Day to be postponed until this afternoon :—

“ Colonial Insurance Company's Bill—Third reading.”

16. WESTERN PORTS.—Mr. Rutledge, by leave of the Assembly, moved, That the Select Committee on Western Harbors have leave to sit out of the House on Friday, Saturday, and Monday next.

Question—put, and resolved in the affirmative.

Assembly adjourned at seventeen minutes to one o'clock until four o'clock this afternoon.

FRAN^s. MURPHY,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 93.

THURSDAY, 23RD JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Brooke presented a Petition from certain Inhabitants of Geelong, praying the House would pass such measures of Elective Reform as would effectually provide for the fair representation of all Classes and Interests of the Community, and that the House might therefore dissolve, and the sense of the people be taken on the Land Policy, and the other great subjects of national Interests.
Ordered to lie on the Table.
Mr. Aspinall presented a Petition from certain miners residing at Wombat and the surrounding districts, praying that the Land Bill be at once withdrawn, and another measure of a more equitable character be substituted in its place.
Ordered to lie on the Table.
3. PAPERS.—Mr. Moore presented—
Lighthouses.—Report of Mr. James Balmain on the erection of the proposed Lighthouses at Cape Schanck and Wilson's Promontory.
Ordered to lie on the Table.
Mr. Haines presented—
Ravenswood Station—Return to an Order of the Assembly, dated 8th July, 1857, for the Correspondence between Messrs. Smith and Willan, the Crown Solicitor, and the Chief Secretary, in the matter of the application of Messrs. J. B. and A. Motherwell and F. Fenton, for a transfer of the Ravenswood Station to F. Fenton.
Ordered to lie on the Table.
Mr. Haines also presented, pursuant to Act of Council 16 Victoria No. 34—
University of Melbourne—Report of the Proceedings of the University of Melbourne, from 1st May, 1856, to 30th April, 1857.
Also, pursuant to Act of Council 18 Victoria No. 37—
Mount Blackwood—Local Court Regulations.
Also,
Commissioner of Public Works and Surveyor General—Copy of Letters Patent abolishing the respective offices of Commissioner of Public Works and Surveyor General or Commissioner of Crown Lands and Survey, and appropriating the sums payable to those offices to other purposes.
Severally ordered to be printed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Gold Fields Management Bill* (2^o)—*To be committed;*" and
" *Pensions Bill*—*To be committed;*" until Tuesday, 28th July instant; and
" *Electoral Act Amendment Bill*—*To be further considered in Committee,*" until Friday, 31st July instant, to take precedence of other Orders on that day.
5. FINES APPROPRIATION BILL.—Mr. Ebden moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
On the motion of Mr. Ebden, the Assembly ordered this Bill to be committed to a Committee of the whole Assembly; and on the further motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again Tuesday, 28th July instant.

G. JOINT STANDING ORDERS.—The House, according to Order, proceeded to take into consideration the Report upon the Joint Standing Orders of the Legislative Council and Legislative Assembly, relating to public business, and the several Orders were read as follow:—

1.

MESSAGES.

I. All communications between the Council and Assembly shall be by Message.

II. Messages from one House to the other shall be in writing, and shall be communicated by the Clerk Assistant of each House respectively, unless the House transmitting the Message shall otherwise direct.

III. Members carrying any Message from either House of the Legislature to the other shall be announced at once, unless any Member shall be addressing the House, or unless the President or Speaker, as the case may be, shall be ascertaining the sense of the House upon any question, in which case the bearer of the Message shall not be announced until the member shall have concluded his speech, or until the sense of the House shall have been declared by the President or Speaker, as the case may be; and the bearer of the Message shall be introduced by the Usher or Serjeant-at-Arms, and shall deliver the Message to the President or Speaker.

IV. Messages carried by the Clerk Assistant of either House shall be delivered to the Usher or Serjeant-at-Arms, as the case may be.

V. Bills, Votes, and Resolutions of either House of the Legislature, to which the consent of the other House shall be desired, shall be communicated to such other House by Message; and, in the first instance, without any reason being assigned for the passing such Bill, Vote, or Resolution.

VI. Bills, Votes, and Resolutions of either House of the Legislature, to which the consent of the other House shall have been desired, shall if returned from such other House be sent by Message; and, in the first instance, without any reason being assigned for passing, declining to assent to, or amending, as the case may be, such Bills, Votes, or Resolutions.

VII. When either House of the Legislature shall not agree to any amendment made by the other House in any Bill, Vote, or other Resolution with which its concurrence shall have been desired, or when either House shall insist upon any amendment previously proposed by such House, and any communication shall be desired, then the communication shall be by Message, and the House transmitting such Message shall at the same time transmit written reasons for not agreeing to the amendment proposed by the other House, or for insisting upon any amendment previously proposed by the House sending such Message.

VIII. The number of Members of each House appointed to serve on any Joint Committee shall be equal, and the Chairman thereof shall have a vote, but not a casting vote.

IX. At the commencement of each Session there shall be appointed by each House a Committee of five Members respectively to constitute a Joint Committee to manage the Library; another Committee of five Members of each House respectively to constitute a Joint Committee for the management of the Refreshment Rooms; another Committee of five Members of each House respectively to constitute a Joint Committee for the management and superintendence of the Parliament Buildings; and five Members shall form a quorum of each of the said Committees.

X. Every proposal for a Joint Committee not provided for in these Rules shall be by Message; shall state the object of such Committee, the number of Members to serve thereon, not less than ten or more than fifteen; and the number of Members to form a quorum thereof; and the House whose concurrence shall be desired shall name the time and place of meeting.

2.

BILLS.

XI. Every Bill shall be printed fair immediately after it shall have been passed in the House in which it originated; and the Clerk of the House in which the Bill shall have passed shall certify the passing thereof on such fair print, together with day upon which the Bill did pass.

XII. If any amendment shall be made by the House to which the Bill shall be sent, such amendment shall be written on paper and attached to the Bill, and reference shall be made to the section and line of the Bill where the words are to be inserted or omitted, as the case may be, and such amendment shall be certified by the Clerk of the House in which it shall have passed, and he shall also annex a fair print of the Bill as amended which shall be made and annexed to the original Bill, and so on *toties quoties* as often as amendments shall be made.

XIII. When such Bill shall have passed both Houses of the Legislature, it shall be fair printed by the Government Printer, who shall furnish three fair prints thereof on vellum to the Clerk of the Parliaments.

XIV. Such three fair prints of each Bill shall be duly authenticated by the Clerk of the Parliaments.

XV. The three fair prints of all Bills, except the Appropriation Bill, when passed, shall be presented to the Governor for Her Majesty's assent, by the Clerk of the Parliaments.

XVI. In case of amendments to Bills, made upon a message from the Governor, pursuant to the XXXVI. clause of the Constitution Statute, after such Bills shall have passed the two Houses of Parliament, the Clerk of the Parliaments shall endorse the same on the original Bill and shall order three fair prints of the Bill on vellum as amended, and shall authenticate the same before they are presented for Her Majesty's assent.

XVII. When the Governor shall have assented in the name of Her Majesty to any Bill, one of the fair prints thereof, on vellum, shall be deposited by the Clerk of the Parliaments with the Registrar of the Supreme Court, another shall be delivered to the Private Secretary of His Excellency the Governor, for transmission to Her Majesty's Principal Secretary of State for the Colonies, and the third shall be retained in the record office of the Parliament Houses.

XVIII. The Title of every Bill shall succinctly set forth the general object thereof.

XIX. Every Act of the Legislature, commencing No. 1, from the 1st January, 1857, shall be numbered in regular arithmetical series, in the order in which the same shall be assented to by the Governor.

XX. In case of unavoidable absence or illness of the Clerk of the Parliaments, the duties imposed upon him by these Rules shall be performed by the Clerk Assistant of the Legislative Council.

Mr. Aspinall moved, That all the words after the word "passed," in Rule No. XII., be omitted.

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

Mr. Gavan Duffy then moved, That the above Rules, as so amended, be now adopted as Standing Rules and Orders of the Legislative Assembly.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council requesting their concurrence therein.

7. ECHUCA BRIDGE BILL.—Mr. Langlands moved, pursuant to notice, That the prayer of Mr. Hopwood's Petition be granted, and if so, that leave be given to bring in the Bill referred to in the Petition.

Petition read by the clerk.

Question—put and resolved in the affirmative.

Mr. Langlands then brought in a Bill, intituled, "*A Bill for making and maintaining a Bridge over the Campaspe River at Echuca,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time, and ordered to be read a second time Thursday, 30th July instant.

8. MECHOSK'S COMMITTEE.—Mr. Blair moved, pursuant to notice, That the name of Captain Clarke be added to the Select Committee on "Mechosk's Petition," in place of Mr. Rutherford, resigned.

Question—put and resolved in the affirmative.

9. COLONIAL INSURANCE COMPANY'S BILL.—The Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. D. S. Campbell, read a third time.

Mr. D. S. Campbell then moved, That the word "re" be inserted before the word assignment, in the fiftieth line of the fourth page of the Bill.

Question—put and resolved in the affirmative.

Mr. D. S. Campbell then moved, That the word "or" be inserted in the same line, after the word "assignment."

Question—put and resolved in the affirmative.

Mr. D. S. Campbell then moved, That the words "have been," after the word "shall," in the twenty-sixth line of the new Clause D, be omitted, with a view to insert the word "be" instead thereof.

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

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

Mr. D. S. Campbell moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

Mr. D. S. Campbell moved, That the following be the title to the Bill, "*An Act to enable the Shareholders in a Joint Stock Insurance Company carrying on business in the Colony of Victoria, under the name, style, or title of the 'Colonial Insurance Company,' to sue and be sued in the name of the Chairman for the time being of the Directors of the said Company, and for other purposes.*"

Question—put and resolved in the affirmative.

Ordered—That Mr. D. S. Campbell do carry the said Bill to the Legislative Council, and desire their concurrence.

10. ADJOURNMENT OF THE ASSEMBLY.—Mr. Humffray moved, by leave of the Assembly, that the House, at its rising this day, do adjourn until Tuesday, 28th July instant.

Question—put and resolved in the affirmative.

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

- “ *Titles to Land Bill—Second reading,*” until Thursday, 30th July instant.
- “ *Distillation of Spirits Bill—Second reading,*” until Thursday, 6th August next.
- “ *Ballaarat Gas Company’s Bill—Second reading,*” until Tuesday, 28th July instant.
- “ *Assembly Rules of Practice—To be considered,*” and
- “ *Oaths of Office Bill—To be further considered in Committee,*” until Friday, 31st July instant.
- “ *Orphan Apprentices Bill—Second reading,*” and
- “ *Scab Bill—To be further considered in Committee,*” until Friday, 7th August.
- “ *Settled Estates Bill—To be committed.*”
- “ *County Courts Bill—To be further considered in Committee.*”
- “ *Aliens Law Amendment Bill—Second reading,*” and
- “ *Standing Orders relating to Private Bills—To be committed,*” until Friday, 31st July instant, and
- “ *Melbourne Gas and Coke Company’s Bill—Third reading,*” until Tuesday, 28th July instant.

Assembly adjourned at ten minutes to six o’clock until four o’clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA
 ———
 VOTES AND PROCEEDINGS
 OF THE
LEGISLATIVE ASSEMBLY.

No. 94.

TUESDAY, 28TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. APPROVAL OF STANDING ORDERS.—Mr. Speaker announced that His Excellency the Governor had approved of the Standing Rules and Orders respecting public business, adopted by the Assembly on the 15th July instant.
3. RESIGNATION OF SEAT.—Mr. Speaker announced that he had this day received from A. S. Palmer, Esq., the resignation of his seat as Member of the Assembly for the electoral district of Castlemaine.
4. EAST BOURKE ELECTION.—Mr. Speaker announced that he had this day received the following letter :—

SIR,

In consequence of doubt being entertained respecting the power of the Committee of Elections and Qualifications to entertain Petitions against unsuccessful candidates at Elections, I have come to the resolution of withdrawing my Petition against Townsend McDermott, Esq., one of the Candidates for East Bourke, at the last general election, and I now give you notice accordingly.

I have also to request that you will have the goodness to direct that repayment may be made to me of the sum of One hundred pounds placed at your credit in the Bank of Australasia on the presentation of my Petition.

I have the honor to be,
 (Signed) WILLIAM CAMPBELL.

The Honorable the Speaker of the
 Legislative Assembly.

5. PETITION.—Mr. Greaves presented a Petition from George Bowness Carr, John Alexander Mainley Pinniger, John Wortley de la More, and Henry Masterman, of London, Esquires, praying the House would be pleased to permit a Bill to be submitted for the establishment of a direct independent line of submarine electric telegraph between Great Britain and Her Majesty's Australasian Colonies, and would extend to it your favorable consideration.

Ordered to lie on the Table.

Dr. Owens presented a Memorial from certain inhabitants of the district of Dunolly, praying the House to take into consideration certain resolutions passed at a meeting respecting the formation of Local Courts.

Ordered to lie on the Table.

Mr. Haines presented a Petition from the Members of the Agricultural Club and others engaged in or connected with the agricultural pursuits of the Colony, praying the House would take the statements set forth in the Petition into favorable consideration, and cause the necessary steps to be taken to give legislative effect to the establishment of a Government Board for the promotion of Agriculture and for the proper distribution of grants in aid thereof, in accordance with the desire of the agricultural community.

Ordered to lie on the Table.

6. PAPERS.—Mr. Moore presented—

Ballarat District Surveyor's Commission Report.—Return to an Address of the Assembly dated 8th January, 1857, for a copy of the Report of the Commission appointed to inquire into the conduct of the District Surveyors at Ballarat, together with all the correspondence connected therewith.

Ordered to lie on the Table.

7. IMMIGRANTS' FUND.—Mr. Harker moved, pursuant to notice, for an account of all moneys levied and received under the Acts to regulate the conveyance of passengers to the Colony of Victoria; giving details of the expenditure of the same from the 1st October, 1853, to the 30th June, 1857, with particulars of the cost of management of the "Immigrants' Fund;" also of the Sanatorium, specifying the number of officers and servants employed, and the average or total number of inmates. Likewise an account of the sums disbursed for the relief of destitute immigrants, with the number relieved, and the channel through which relief was conveyed; also a statement of the balance now in the hands of the Treasurer.

Question—put and resolved in the affirmative.

8. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—Mr. Langlands moved, pursuant to notice, That the Report from the Select Committee on the Australasian Fire and Life Insurance Company's Bill be now adopted.

Report and amendments read by the Clerk.

Mr. Greeves moved, as an amendment, That all the words after the word "the" be omitted, with a view to insert instead thereof, the words "Bill be referred back to the Select Committee for reconsideration, with instructions to strike out those clauses limiting liability of the shareholders."

Debate ensued.

Mr. Service moved, That the further debate upon this subject be adjourned until Tuesday, 4th August next.

Question—That the further debate upon this subject be adjourned until Tuesday, 4th August next—put and resolved in the affirmative.

9. BALLAARAT RIOTS—BENTLEY'S HOTEL.—Mr. Humffray moved, pursuant to notice, That the name of Dr. Greeves be restored to the Select Committee on the Ballaarat Riots, Bentley's Hotel.

Question—put and resolved in the affirmative.

10. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. O'Shanassy, the Assembly ordered that the following Order of the Day be discharged from the Paper:—

"Mining on Private Property Bill—Second reading."

11. GOLD EXPORT DUTY ACT AMENDMENT BILL.—Mr. Ebdon moved, That this Bill be now read a second time.

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

On the motion of Mr. Ebdon, the Assembly ordered that this Bill be committed to a Committee of the whole House, Thursday, 30th July instant.

12. FINES APPROPRIATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Thursday, 30th July instant.

13. BALLAARAT GAS COMPANY'S BILL.—Mr. Humffray moved, That this Bill be now read a second time.

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

Mr. Humffray moved, pursuant to notice, That this Bill be referred to a Select Committee, to consist of Messrs. Horne, Adamson, Greeves, Brooke, O'Shanassy, Blair, Harker, Snodgrass, and the Mover: three to form a quorum.

Question—put and resolved in the affirmative.

14. MELBOURNE GAS AND COKE COMPANY'S BILL.—The Clerk of Assembly having reported that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. Smith, read a third time and *passed*.

Mr. Smith moved, That the following be the title of the Bill—"*An Act to enable 'The City of Melbourne Gas and Coke Company' to raise the Sum of One hundred and fifty thousand pounds by the issue of Thirty Thousand Shares of Five Pounds each in addition to their present capital of One hundred thousand pounds and for other purposes.*"

Question—put and resolved in the affirmative.

Ordered that the Bill be carried to the Legislative Council, and that their concurrence be desired therein.

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

"Estimates—To be further considered in Committee," until Thursday, 30th July instant.

"Poisons Bill—Second reading,"

"Gold Mining on Private Property Bill—Second reading," and

"Audit Bill—To be further considered in Committee," until Friday, 31st July instant.

"Gold Fields Management Bill (3^o)—Second reading," until Tuesday, 11th August next.

"Powers of Attorney Bill—Adoption of report," until Friday, 31st July instant.

"Juries Bill—Adoption of report," until Tuesday, 4th August next.

"Sydney Mint—Coined Gold—Resumption of debate," until Thursday, 30th July instant.

"Melbourne and Suburban Railway Company's Bill—Second reading," until Tuesday, 4th August next.

"Gold Fields Management Bill (2^o)—To be committed," until Wednesday, 5th August next; and

"Pensions Bill—To be committed," until Thursday, 30th July instant.

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

FRAN^e. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 95.

WEDNESDAY, 29TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a return to a Writ he had issued for the election of a Member for the Electoral District of Colac, by which it appears that Theodore Hancock was duly elected in pursuance of the said Writ.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Sixteenth Report from the Printing Committee, and moved that it be received and printed. Question—put and resolved in the affirmative.
4. NEW MEMBER.—Mr. Hancock was introduced, and having taken the Oath and handed to the Clerk at the Table the following Declaration, took his seat as Member for the Electoral District of Colac.

“ I, THEODORE HANCOCK, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the county or reputed county of Bourke, the descriptions of which lands and tenements are as follows: Of a house and premises at present occupied by myself, at South Yarra, and also of five hundred and thirty acres of land in the county of Polwarth: And I further declare, that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of Victoria.

(Signed) “THEODORE HANCOCK.”

5. PETITION.—Mr. Gavan Duffy presented a Petition from certain inhabitants of Bacchus Marsh and its vicinity, praying that the Crown Lands Bill and all other measures of vital importance, might be postponed until a new Assembly should be elected in which the large body of the inhabitants of the country at present unrepresented might have an opportunity of exercising the franchise by an honest distribution of electoral rights. Petition read by the Clerk, and ordered to lie on the Table.
6. CROWN LANDS BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-day.
7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Honorable John Hodgson:—

MR. SPEAKER.

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, “ *An Act for regulating the construction of Buildings and Party Walls, and for the prevention of Mischiefs by Fire in the Town of Geelong;*” to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.Legislative Council Chamber,
1857.

And the Messenger then withdrew.

8. CROWN LANDS BILL.—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of the Crown Lands Bill.

The Chairman reported progress, and moved that he have leave to sit again.

Question—put and resolved in the affirmative.

Mr. Moore moved that the Committee have leave to sit again this day “week.”

Mr. Grant moved as an amendment that the word “week” be omitted, and the words “six months,” be inserted instead thereof.

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

Assembly divided.

Ayes, 25.	Noes, 23.
Mr. Adamson,	Mr. Aspinall,
Mr. Beaver,	Mr. Baragwanath,
Mr. C. Campbell,	Mr. Blair,
Mr. D. S. Campbell,	Mr. Brooke,
Mr. Davis,	Mr. Gavan Duffy,
Mr. Ebden,	Dr. Evans,
Mr. Fellows,	Mr. Foster,
Mr. Haines,	Mr. Grant,
Mr. Heales,	Mr. Greeves,
Mr. Johnson,	Mr. Hancock,
Mr. King,	Mr. Harker,
Mr. Lalor,	Mr. Hughes,
Mr. Langlands,	Mr. McDougall,
Mr. McCulloch,	Mr. O'Brien,
Mr. Michie,	Mr. O'Shanassy,
Mr. Moore,	Mr. Phelan,
Mr. Quarterman,	Chas. Read,
Mr. Rutledge,	Mr. Ricardo,
Mr. Service,	Mr. Snodgrass,
Mr. Sitwell,	Mr. Syme,
Mr. Sladen,	Mr. Wood,
Mr. Smith,	Mr. Humffray, } <i>Tellers.</i>
Mr. Wills,	Mr. Myles,
Capt. Anderson, } <i>Tellers.</i>	
Mr. Griffith,	

And so it was resolved in the affirmative.

Question—That the Committee have leave to sit again this day week—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 96.

THURSDAY, 30TH JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MR. J. P. MAIN.—Mr. Heales, Chairman of the Committee to which Mr. Main's Petition was referred, brought up the Report from the Committee, and moved that it be received.
Question—put and resolved in the affirmative.
Report ordered to lie on the Table, and be printed.
3. PAPERS.—Mr. Moore presented—
Twomey's Station, Mount Rouse —Return to an Order of the Assembly, dated 17th February, 1857, for copies of the following :—
 - (1.) Original application of Mr. R. D. Chamberlain for the survey of Mount Rouse.
 - (2.) Report of the local surveyor, Mr. Watson, thereon.
 - (3.) Petition of Mr. Twomey to the Executive against the survey, and correspondence thereon.
 - (4.) Protest of Mr. R. D. Chamberlain against the re-issue of any lease or license to Twomey.
 - (5.) Reply from Survey Office to the application of Mr. R. D. Chamberlain, and copy of instructions issued by the Surveyor General in consequence to the local surveyor.
 - (6.) First application of Twomey for the pre-emptive right, and reply thereto (believed to be in 1854).
 - (7.) Copy of any further applications and replies, and all correspondence relative to these subjects.
 Ordered to lie on the Table.
Cut-paw-paw.—Statement of the sales of all lands in the parish of Cut-paw-paw, exclusive of Williamstown.
Ordered to lie on the Table.
4. PETITION.—Mr. Aspinall presented a Petition from certain farmers and inhabitants of the districts of Spring Hill and Creswick, praying the House would introduce clauses in the Crown Lands Bill sanctioning commonage, so as to enable the Petitioners to run their cattle on the waste lands; and further to take into consideration the dreadful state of the roads between Spring Hill and Ballarat, and particularly to the dangerous condition of the bridge at Creswick; and further to take measures to have the worst parts of this road repaired, it being also the main line of road from Ballarat to Castlemaine.
Ordered to lie on the Table.
5. CHINESE.—Mr Haines moved, pursuant to notice, That on Friday the House resolve itself into a Committee of the whole to consider the propriety of adopting the following resolutions :—
 - (1.) That it is expedient that every male native of China or its dependencies, or of any island in the Chinese seas, and every person above the age of twelve years born of Chinese parents, should, on or before the first day of every month, obtain a license to reside in Victoria, and should pay for the same a sum of one pound.
 - (2.) And that a Bill be brought in for that purpose.
 Question—put and resolved in the affirmative.
6. STATE AID TO RELIGION.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read, Mr. Michie moved, "That" Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration of this Bill.

Mr. Horne moved, as an amendment, That all the words after the word "That" down to and inclusive of the word "Assembly" be omitted from the above question, with a view to insert the words "this House will on this day six months," instead thereof.
Question—That the words proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 24.
Mr. Aspinall,
Mr. Brooke,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Humffray,
Mr. Lalor,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Ricardo,
Mr. Sargood,
Mr. Service,
Mr. Wood,
Mr. Ebden,
Mr. McCulloch, } *Tellers.*

Noes, 13.
Capt. Anderson,
Mr. Baragwanath,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Griffith,
Mr. Horne,
Mr. Hughes,
Mr. O'Brien,
Mr. Quarterman,
Mr. Rutledge,
Mr. Snodgrass,
Capt. Clarke, } *Tellers.*
Mr. King,

And so it was resolved in the affirmative.

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of this Bill—put and resolved in the affirmative.

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

The Chairman reported progress and obtained leave to sit again this day.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Honorable J. F. Strachan.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they do not insist upon the amendment made by the Legislative Council in the Bill, intituled, "*An Act for the enforcement of Claims against the Crown,*" but have agreed to the amendment made by the Legislative Assembly as follows:—

Clause VIII. line 4, omit all the words in the clause after the word "Government."

Legislative Council Chamber,
Melbourne, 30th July, 1857.

(Signed) J. F. PALMER,
President.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to reduce the Fees on registering Friendly Societies,*" without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 30th July, 1857.

And the Messenger then withdrew.

8. STATE AID TO RELIGION.—Mr. Speaker then left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of this Bill.

The Chairman reported progress and obtained leave to sit again this day.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Honorable John Hodgson:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly in the Joint Standing Orders for both Houses of Parliament, viz.: in Clause XII. chap. 2, to omit all the words after the word "passed," and that they have adopted the said Joint Standing Orders as so amended.

Legislative Council Chamber,
Melbourne, 30th July, 1857.

(Signed) J. F. PALMER,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to ratify an exchange of Land between Her Majesty and the Corporation of the City of Melbourne and for other purposes,*" without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 30th July, 1857.

And the Messenger then withdrew.

10. STATE AID TO RELIGION.—Mr. Speaker then left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of this Bill. The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 4th August next.—Bill as amended to be printed.
11. GOLD EXPORT DUTY ACT AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration thereof.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 4th August next.—Bill as amended to be printed.
12. PENSIONS BILL.—The Order of the Day for the consideration of this Bill in committee of the whole Assembly having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and moved that he have leave to sit again.
Question—put and resolved in the affirmative.
Resolved—That this House will, on Thursday, 6th August next, resolve itself into a Committee of the whole for the further consideration of this Bill.
13. FINES APPROPRIATION BILL.—On the motion of Mr. Ebdon the Assembly ordered that the following Order of the Day be discharged from the Paper:—
"*Fines Appropriation Bill—Adoption of Report.*"
On the further motion of Mr. Ebdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Thursday, 6th August next.—Bill as amended to be printed.
14. SIR GEORGE STEPHEN.—Mr. Heales moved, pursuant to notice, for a Return of copies of all correspondence between the Government and Sir George Stephen, with reference to an application for a grant of land under the Regulations for granting lands to military and naval settlers.
Question—put and resolved in the affirmative.
15. IMMIGRATION—REMISSION SYSTEM.—Mr. C. Campbell moved, pursuant to notice, for a Return of the number of persons sent for under the Remission System in each month since the commencement of that system, distinguishing the different parts of Her Majesty's dominions from which they are to come, and stating the amounts paid in each month.
Question—put and resolved in the affirmative.
16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
"*Estimates—To be further considered in Committee,*" until Tuesday, 4th August next.
"*Echuca Bridge Bill—Second reading,*" until Thursday, 6th August next.
"*Titles to Land Bill—Second reading,*" until Tuesday, 4th August next.
"*Sydney Mint—Coined Gold—Resumption of debate,*" until Thursday, 6th August next.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 97.

FRIDAY, 31ST JULY, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Ricardo presented a Petition from Samuel Gordon, Esq., praying the House would address His Excellency the Governor to appoint a Commission of Enquiry into the Management of the Property, Revenues, and Markets of the Municipal Council of the City of Melbourne, and to afford such further and other redress as to the House might seem meet.
Ordered to lie on the Table.
Mr. Service presented a Petition from certain master bakers and others resident in Melbourne and neighborhood, praying the House would pass a Bill to prohibit baking by bakers on Sundays.
Petition read by the Clerk, and ordered to lie on the Table.
3. MECHOSK'S PETITION COMMITTEE.—Mr. Blair, Chairman of this Committee, by leave of the Assembly, brought up a Progress Report from the Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
4. IMPOUNDINGS—BULLOCK CREEK.—Dr. Owens moved, pursuant to notice, for a Return to this House, by the Poundkeeper at Bullock Creek, of cattle and horses impounded since 1st May, 1857, stating by whom each impounded and by whom claimed; the amount of damages and sustenance, the cost of advertising, and the poundage fees charged in each case; also, if sold, the amount realised in each case, and the name of the purchaser.
Question—put and resolved in the affirmative.
5. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and moved that he have leave to sit again.
Question—put and resolved in the affirmative.
Resolved—That this House will, on Tuesday, the 4th day of August next, resolve itself into a Committee of the whole for the further consideration of this Bill.
6. RULES OF PRACTICE.—The House, according to order, proceeded to take into consideration rules shewing the practice of this House, and the same were agreed to as follow:—

CHAP. I.

1. On the first day of the meeting of a new Parliament for the despatch of business pursuant to the Governor's proclamation, members being assembled at the time and place appointed, the Clerk of the Assembly will read the proclamation.
2. The members will await a message from the Commissioners appointed by the Governor for opening the Parliament.
3. On receiving message from the Governor's Commissioners for opening the Parliament, the members of the Assembly will proceed to the Council Chamber to hear the Commission read.
4. The Assembly being returned into their own House, a Commissioner appointed by the Governor for swearing members will be introduced, and the Commission read by the Clerk.
5. The writs for General Election having been previously delivered to the Clerk of Assembly, will, with the returns endorsed thereon, then be read by the Clerk.

6. Members will then be sworn as prescribed by the "Constitution Act."
7. The member on being called to the chair, in his place expresses his sense of the honor proposed to be conferred upon him, and submits himself to the House.
8. Having been conducted to the chair, the member elected returns his acknowledgments to the House for the honor conferred upon him, and thereupon sits down in the chair; and then the mace, which before lay under the table, shall be laid upon the table.
9. A member returned after a General Election shall be introduced to the table between two members.
10. Members seated on petition need not be introduced.
11. On the receipt of a message to attend the Governor in the Council Chamber, the Speaker, with the House, will proceed to the Council Chamber.
12. Mr. Speaker and the House, on returning from the Council Chamber, pass through the House, and the House may then adjourn during pleasure.
13. Before the Governor's speech is reported to the House by Mr. Speaker, some Bill is read a first time *pro forma*.
14. Mr. Speaker will then report that the House had this day attended the Governor in the Council Chamber, and that His Excellency was pleased to make a speech to both Houses of Parliament, of which speech Mr. Speaker said he had, for greater accuracy, obtained a copy, which he will then read to the House.
15. The Speech having been read, a motion for an address to His Excellency the Governor shall be made and seconded.
16. The resolution for presenting such address having been agreed to by the House, with or without amendments, a Select Committee shall be appointed to draw up an address to be presented to the Governor upon the said resolution, and His Excellency's speech shall be referred to the said Committee.
17. On the address being reported by the said Committee, the House will resolve to agree to the same, with or without amendments.
18. The address in reply to the Governor's speech shall be ordered to be presented to the Governor, at Government House, by the Assembly.
19. The Governor's speech shall be ordered to be taken into consideration at the next sitting of the House.
20. The House at its next sitting, according to order, shall proceed to take the said speech into consideration, and so much of the same as was addressed to the branch of the Legislative Assembly shall be again read by Mr. Speaker; and a motion being made that a supply be granted to Her Majesty, a resolution shall be agreed to that the House will to-morrow, or on a future day, resolve itself into a Committee to consider the motion.

CHAP. II.

21. When the attendance of the House in the Council has been desired, the House on its return will proceed with business, although less than a quorum be present, until notice be taken thereof.

CHAP. III.

22. Members not attending in their places on the same day are usually ordered to attend on a future day; when, unless they attend, or a reasonable excuse be offered for their absence, they will be dealt with for their default as the House may think fit.

CHAP. IV.

23. The front bench on the right hand of the chair shall be reserved for members holding office under the Crown, and the front bench on the left hand of the chair is ordinarily occupied by members who have held office under the Crown.

CHAP. V.

24. The ordinary business of each day consists of notices of motion and orders of the day.
25. An order of the day is a Bill or other matter which the House has ordered to be taken into consideration on a particular day.
26. A member may not give two notices of motions consecutively, unless no other member has any notice to submit.
27. A member may give notice for any other member not then present by putting the name of such member on the notice of motion.
28. Precedence is ordinarily given by courtesy to a motion for a vote of thanks of the House.

CHAP. VII.

29. By the special indulgence of the House, a member unable conveniently to stand, by reason of sickness or infirmity, will be permitted to speak sitting and uncovered.

CHAP. VIII.

30. The tellers shall report the numbers to Mr. Speaker, who shall declare them to the House.

CHAP. IX.

31. A motion that the Chairman do now leave the chair will, if carried, supersede the proceedings of a Committee.

CHAP. XI.

32. An instruction empowers a Committee of the whole House to consider matters not otherwise referred.

33. It is an instruction to all Committees of the whole House to whom Bills may be committed, that they have power to make such amendments therein as they shall think fit, provided they be relevant to the subject matter of the Bill; but if any such amendments shall not be within the title of the Bill, they shall amend the title accordingly, and report the same specially to the House.

34. An instruction should be moved after the order of the day for going into Committee has been read, and not as an amendment to the question that Mr. Speaker do now leave the chair.

35. An instruction to a Select Committee extends or restricts the order of reference.

36. If any member of the House refuse, upon being sent for to come or to give evidence or information as a witness to a Committee, the Committee ought to acquaint the House therewith, and not summon such member to attend the Committee.

37. If any information come before any Committee that chargeth any member of the House, the Committee ought only to direct that the House be acquainted with the matter of such information, without proceeding further thereupon.

38. When a witness is examined by the House or a Committee of the whole House the Bar is kept down.

39. Judges are introduced by the Serjeant, and have chairs placed for them within the Bar.

40. In Committee of the whole House any member may put questions to the witness.

CHAP. XIII.

41. When an address is ordered to be presented by the whole House, Mr. Speaker, with the House, shall proceed to Government House, and being admitted to the Governor's presence, Mr. Speaker shall read the address to the Governor, the members who moved and seconded such address being on his left hand.

42. All addresses to the Governor in which the Council shall join the Assembly shall be presented by Mr. Speaker, and such members as may be named by the Assembly, together with those appointed by the Council.

43. When a joint address shall be ordered to be presented to the Governor by both Houses, the President and Members of the Council, and Mr. Speaker, with this House, proceed to the Government House, and being admitted to the Governor's presence, the President of the Council (with Mr. Speaker on his left hand) shall read the address to the Governor.

44. The Governor's answer to any address presented by the whole House shall be reported by Mr. Speaker.

45. The Governor's answer to any address presented otherwise than by the whole House shall be reported to the House by the person presenting the address.

On the motion of Mr. Horne, the House agreed to the above rules.

7. SETTLED ESTATES BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—Mr. Sitwell moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of this Bill.

Question—put and resolved in the affirmative.

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

The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Friday, 7th August next.—Bill, as amended, to be printed.

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

The Chairman reported progress, and moved that he have leave to sit again.

Question—put and resolved in the affirmative.

Resolved—That this House will, on Friday, 7th August next, resolve itself into a Committee of the whole for the further consideration of this Bill.

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

- “ *Oaths of Office Bill—To be further considered in Committee,*” and
- “ *Aliens Law Amendment Bill—Second reading,*” until Tuesday, 4th August next.
- “ *Standing Orders relating to Private Bills—To be committed,*” until Tuesday, 11th August next.
- “ *Poisons Bill—Second reading,*” until Friday, 7th August next.
- “ *Gold Mining on Private Property Bill—Second reading,*” until Tuesday, 4th August next.
- “ *Audit Bill—To be further considered in Committee,*” until Thursday, 6th August next; and
- “ *Powers of Attorney Bill—Adoption of report,*” and
- “ *Chinese Resolutions—To be considered in Committee,*” until Tuesday, 4th August next.

10. **RETURN TO WRIT.**—Mr. Speaker announced that he had received a Return to the Writ he had issued for the election of a Member to serve for the Electoral District of Portland, by which it appeared that John Findlay, Esq., was duly elected in pursuance thereof.

Assembly adjourned at ten minutes past eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 98.

TUESDAY, 4TH AUGUST, 1857.

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

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to this House copies of the Reports and Proceedings from the Select Committees of the Legislative Assembly, appointed in the present Session of Parliament, on—

The Melbourne Gas and Coke Company's Bill,
 The Colonial Insurance Company's Bill, and
 The Melbourne and Hobson's Bay Railway Company's Bill,
 Together with the Minutes of Evidence taken before the said Committees.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
 Melbourne, 4th August, 1857.

On the motion of Mr. Brooke, the Assembly ordered that a Message be transmitted to the Legislative Council with copies of the Reports on the several Private Bills mentioned in the above Message.

3. PAPERS.—Mr. Ebdon presented—
 Bank Liabilities and Assets.—Returns rendered pursuant to the Act of Council, 4 Victoria No. 13, of the several banks in Victoria for the quarters ending 31st December, 1856, and 31st March, 1857.

Ordered to be printed.

Mr. McCulloch presented—

Immigration.—Return to an Order of the Legislative Assembly, dated 30th July, 1857, for a Return of the number of persons sent for under the Remission System in each month since the commencement of that system, distinguishing the different parts of Her Majesty's dominions from which they are to come, and stating the amounts paid in each month.

Ordered to lie on the Table.

Mr. Haines presented by command of His Excellency the Governor—

Acts of Council—Royal Assent.—List of Acts of the late Legislative Council of Victoria which have received the assent of Her Majesty.

Ordered to lie on the Table.

Mr. Haines also presented pursuant to Act of Council, 18 Victoria No. 37—

Mount Blackwood.—Local Court Regulations.

Ordered to be printed.

4. PETITIONS.—Mr. Aspinall presented a Petition from certain natives of China, residing in the Colony of Victoria, praying the House to have regard in legislating in the subject referred to in the Petition to the state of the existing law under which the Petitioners have entered and established themselves in the Colony, and, whatever course it might be deemed necessary to take with regard to future immigration, not to disturb the position of a body of foreigners who have come to the Colony in the belief that it was open to them, and who have uniformly rendered most dutiful respect for its laws.
 Petition read by the Clerk, and ordered to lie on the Table.

Mr. Rutledge presented a Petition from R. H. Woodward, a trustee of Church of England Lands at Belfast, Port Fairy, praying that any Standing Orders of the Assembly, which might exist in relation to the bringing in of Private Bills, might be suspended, and that the Petitioner might have leave to bring in a Bill to enable him to carry out the provisions of the Belfast Church of England Lands Act.

Ordered to lie on the Table.

Dr. Embling presented a Petition from certain residents in Victoria belonging to the Chinese nation, praying the Assembly would cause the resolutions which propose a heavy taxation of them and their countrymen in the Colony of Victoria to be for a short time withdrawn, and instead thereof to appoint a Committee to inquire into and fully to report upon the charges, crimes, and misconducts alleged against them as a people, and if they are found true, in such case to take such steps as the House might deem right to mark its judgment of the Petitioners as an evil people; but if not, then that the House would deal with them as those who only crave permission to live peaceably and obediently under English laws, giving no just cause of offence to any.

Ordered to lie on the Table.

5. JOINT STANDING ORDERS.—Mr. Speaker announced to the Assembly that His Excellency the Governor had been pleased to approve of the Joint Standing Rules and Orders of the Legislative Council and Legislative Assembly.

6. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman of this Committee, brought up the Seventeenth Report from the Committee, and moved, That it be received and printed.

Question—put and resolved in the affirmative.

7. PROFESSOR NEUMEYER.—Mr. Greeves moved, pursuant to notice, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency, praying him to take such steps as may be necessary to secure the carrying into execution the magnetic survey of Victoria proposed by Professor Neumeier. Debate ensued.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair.

8. MR. WILLIAM STEWART.—Mr. Grant moved, pursuant to amended notice, That the Petition recently presented to His Excellency the Governor by William Stewart (a copy of which is now on the Table of this House) be referred to the Committee now sitting on the Ballarat Riots for consideration and report.

Question—put and resolved in the affirmative.

9. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—Debate on the motion of Mr. Langlands, That "the" Report from the Select Committee on the Australasian Fire and Life Insurance Company's Bill be now adopted, and on the amendment of Mr. Greeves, That all the words after the word "the" be omitted, with a view to insert instead thereof, the words "Bill be referred back to the Select Committee for re-consideration, with instructions to strike out those clauses limiting liability of the shareholders"—resumed.

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

Assembly divided.

Ayes, 20.

Capt. Anderson,
Mr. Beaver,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Haines,
Mr. Heales,
Mr. King,
Mr. Lalor,
Mr. O'Brien,
Mr. Quarterman,
Mr. Ricardo,
Mr. Rutledge,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Wood,
Capt. Clarke, } Tellers.
Mr. Moore, }

Noes, 12.

Mr. Adamson,
Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Greeves,
Mr. Griffith,
Mr. Harker,
Mr. Hughes,
Mr. Myles,
Mr. O'Shanassy,
Mr. Humffray, } Tellers
Dr. Owens, }

And so it passed in the affirmative.

Question—That the Report from the Select Committee on the Australasian Fire and Life Insurance Company's Bill be now adopted—put; and the amendments having been read a second time, the Assembly adopted the same and ordered the Bill to be read a third time Tuesday, 11th August instant.

10. STATE AID TO RELIGION.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—Mr. Michie moved, That the Report be now adopted by the House; and the first amendment proposed to be made in the twenty-fifth line of the above Bill having been read—

Mr. Service moved, That this amendment be disagreed to.
Debate ensued.

Assembly divided.

Ayes, 19.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Dr. Embling,
Dr. Evans,
Mr. Harker,
Mr. Heales,
Mr. Humffray,
Mr. Lalor,
Mr. Langlands,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Ricardo,
Mr. Sargood,
Mr. Service,
Mr. Brooke, } *Tellers.*
Mr. McCulloch, }

Noes, 23.

Mr. Adamson,
Capt. Anderson,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Foster,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Horne,
Mr. Hughes,
Mr. O'Brien,
Mr. Phelan,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Wood,
Mr. Fellows, } *Tellers.*
Mr. King, }

And so it passed in the negative.

And the other amendment having been read, the Assembly agreed thereto.

Question—That the Report from the Committee of the whole on this Bill be now adopted by the Assembly—put and resolved in the affirmative. Bill ordered to be read a third time Tuesday, 18th August instant.

11. TITLES TO LAND BILL.—Mr. Greeves moved, That this Bill be "now" read a second "time." Debate ensued.

Mr. Gavan Duffy moved, That the word "now" be omitted, and that the words "this day six months" be added after the word "time."

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

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

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

12. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Haines moved, That this Order of the Day be discharged.

Question—put and resolved in the affirmative.

Mr. Haines then moved, by leave of the Assembly, That this Bill be referred to a Select Committee, to consider and report upon the Registration Clauses contained therein; the Committee to consist of Mr. Foster, Mr. O'Shanassy, Mr. Gavan Duffy, Dr. Owens, Mr. Griffith, Mr. Adamson, Mr. Sladen, Mr. Service, Mr. Humffray, Mr. Sitwell, and the Mover, and that the Committee do bring up their report within ten days from this date.

Question—put and resolved in the affirmative.

13. OATHS OF OFFICE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 11th August instant.—Bill as amended to be printed.

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

- “ *Juries Bill—Adoption of report,*” and
- “ *Melbourne and Suburban Railway Company’s Bill—Second reading,*” until Tuesday, 11th August instant.
- “ *Estimates—To be further considered in Committee,*” and
- “ *Gold Export Duty Act Amendment Bill—Adoption of report,*” until Thursday, 6th August instant.
- “ *Aliens Law Amendment Bill—Second reading,*” and
- “ *Gold Mining on Private Property Bill—Second reading,*” until to-morrow.
- “ *Powers of Attorney Bill—Adoption of report,*” until Friday 7th August instant, and
- “ *Chinese Resolutions—To be considered in Committee,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 99.

WEDNESDAY, 5TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBER.—John Findlay, Esq., having been introduced, and having taken the Oath and handed to the Clerk at the Table the following Declaration, took his seat as Member for the Electoral District of Portland.

“I, JOHN FINDLAY, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria, of the value of two thousand pounds sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Portland, in the county or reputed county of Normanby, the descriptions of which lands and tenements are as follow: Freehold near Portland, allotment 74, consisting of forty-four acres two roods five perches, in my own occupation; also a freehold in the parish of Portland, being portion of allotment 11, sec. 5, with cottage thereon, known as Brickfield: And I further declare, that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a member of the Legislative Assembly of the Colony of Victoria.

(Signed) “JOHN FINDLAY.”
3. BALLAARAT GAS COMPANY'S INCORPORATION BILL.—Mr. Humfray brought up the Report from the Select Committee on this Bill, and moved that it be received.

Question—put and resolved in the affirmative.
Report ordered to lie on the Table.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that the Legislative Council have agreed to the amendment proposed by His Excellency the Governor, and agreed to by the Legislative Assembly, in the Qualification of Members of Assembly Bill, and conveyed to the Legislative Council on the 2nd June last, in a Message from the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 5th August, 1857.
5. PETITIONS.—Mr. Grant presented a Petition from the Provisional Directors of the St. Kilda and Brighton Railway Company, praying that any Standing Orders which might exist in relation to the bringing in of Private Bills might be suspended, and that the Petitioners might have leave to bring in a Bill to incorporate a Company to be called the St. Kilda and Brighton Railway Company and for other purposes therein mentioned, on payment of the sum of £25 into the Treasury of the Colony, in accordance with the Standing Orders heretofore in force in this Colony.

Ordered to lie on the Table.

Mr. Aspinall presented a Petition from Harry Odden Hambrook, styling himself Chairman, member of the Local Court, Castlemaine, and Edward Hawkins Jones, styling himself Chairman, member of the Local Court, Castlemaine, praying the House would adopt such stringent measures or remedies for the evils set forth in the Petition as the House might deem fit; and the Petitioners further pray for some legislation of a more cogent nature in regard to the Chinese already in Victoria, suggesting that a concentration of the same in some especial portion of the Colony might adduce some little good in developing its resources; but that it was the honest conviction of the memorialists, that any further immigration of the said people should be entirely stopped, deeming such to be prejudicial to the best interests of the memorialists' adopted country, and an occasion of much wrong to the individual miner.

Ordered to lie on the Table.

6. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—Edward Henty, Esq., and Travers Adamson, Esq., two members of the Committee of Elections and Qualifications, were sworn by the Clerk at the Table.

Mr. Speaker appointed that the first meeting of the said Committee be holden in the North Lobby of the building of the Parliament Houses, on Friday next, the 7th August instant, at half-past three o'clock p.m.

7. **PETITIONS.**—Mr. Fellows presented a Petition from certain landowners and householders resident in High street, Prahran, praying the House not to consent to any level crossings being made on any Government road within the suburbs of Melbourne, where the proposed adoption of such crossings in lieu of bridges, &c., is simply a question of a saving of expense to the Railway Company, and not one of absolute necessity.

Petition ordered to lie on the Table.

Mr. D. S. Campbell presented a Memorial from the Municipal Council of Richmond, under the corporate seal of that municipality, praying the House would not pass any measure disposing of the Crown Lands of the Colony that does not direct the alienation of a competent portion of such lands to all municipal councils for municipal purposes.

Ordered to lie on the Table.

Mr. Brooke presented a Petition from certain persons styling themselves as forming a Convention, now sitting in Melbourne, praying the House would in its wisdom suspend all legislation upon the subject of the Waste Lands of the Crown until an alteration in the Electoral Law should give a more full and fair representation of all classes in the community.

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

Mr. Grant presented a Petition from certain inhabitants of the Electoral District of Brighton, praying the House would see fit to postpone the further consideration of the Land question until the constitution of the House of Assembly should better fulfil the wishes and requirements of the Colony.

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

8. **RAILWAY COMMITTEE.**—Capt. Clarke, by leave of the Assembly, moved that the name of Mr. Sitwell be placed on the Railway Committee.

Debate ensued.

Question—put and resolved in the affirmative.

9. **GOLD FIELDS MANAGEMENT BILL (2°).**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read, on the motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and moved that he have leave to sit again.

Question—put and resolved in the affirmative.

Resolved—That this House will, on Wednesday, the 12th day of August instant, resolve itself into a Committee of the whole for the further consideration of this Bill.

10. **CROWN LANDS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve o'clock on Thursday morning,

THURSDAY, 6TH AUGUST, 1857.

The Chairman reported progress, and moved that he have leave to sit again.

Question—put and resolved in the affirmative.

Mr. Moore moved that the Chairman have leave to sit again this "day."

Mr. Gavan Duffy moved, as an amendment, that the word "week" be added after the word "day."

Question—That the word proposed to be added be so added—put.
 Assembly divided.

Ayes, 16.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Grant,
 Mr. Snodgrass, } *Tellers.*

Noes, 28.
 Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Findlay,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Fellows,
 Mr. McCulloch, } *Tellers.*

And so it passed in the negative.

Question—that the Chairman have leave to sit again this day for the further consideration of this Bill—put and resolved in the affirmative.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Gold Mining on Private Property Bill—Second reading,*” until Wednesday, 12th August instant.
 - “ *Chinese Resolutions—To be considered in Committee,*” until this day, and
 - “ *Aliens Law Amendment Bill—Second reading,*” until Tuesday, 18th August, instant.

Assembly adjourned at seventeen minutes to four o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 100.

THURSDAY, 6TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

Additional Estimates, 1857.

HENRY BARKLY,

Governor.

Message No. 10.

The Governor transmits to the Legislative Assembly a further Estimate of Expenditure for the year 1857, and recommends an appropriation accordingly.

Government Offices,

Melbourne, 6th August, 1857.

Ordered to be printed, together with the Additional Estimates, and taken into consideration in Committee of Supply on the Estimates.

3. MEMORIAL.—Mr. Sitwell presented a Memorial from certain inhabitants of the Colony of Victoria, being either freeholders or leaseholders of purchased lands in or near the mining district of Castlemaine, on the subject of the Crown Lands Bill.

Ordered to lie on the Table.

4. PAPERS.—Mr. Moore presented—

Public Works Department.—Supplementary Return of Supernumerary Professional Officers employed in the Department of Public Works, shewing their number, rates of pay, and work performed from the 1st January to the 30th June, 1857.

Ordered to be printed.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the several Notices of Motion on the paper for to-day.

6. ELECTION RETURNS.—Mr. Service moved, pursuant to *amended* notice, That a return be laid upon the Table of this House of all the elections for the Assembly which have taken place under the New Constitution; such return to shew the date of each election, the name of the district, the names of the candidates, and of the elected member or members, the number of electors on the roll for each "district," the number of polling places for each district, the name of the returning officer, the amount of the expenses charged by and paid to each returning officer for each election, and the amount of expense (if any) incurred by the Government otherwise than through the returning officer.

Mr. Brooke moved, as amendments, that the following words be inserted after the word "district" in the fifth line of the above motion, viz., "the number of adult males in each district," and that the following words be added to the above motion—"the expense paid by each candidate and by the election auditors."

Debate ensued.

Question—That the words proposed by Mr. Brooke to be inserted be so inserted—put.

Assembly divided.

Ayes, 17.

Mr. Brooke,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Griffith,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. King,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Snodgrass,
 Mr. Greeves, } *Tellers.*
 Mr. Moore, }

Noes, 17.

Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Grant,
 Mr. Langlands,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Adamson, } *Tellers.*
 Mr. McCulloch, }

And the Tellers having declared the numbers for the ayes and the noes to be respectively 17, or equal, Mr. Speaker gave his vote for the ayes, and declared the question to be resolved in the affirmative.

Question—That the words proposed by Mr. Brooke to be added be so added—put and negatived.

Question—That a return be laid upon the Table of this House of all the elections for the Assembly which have taken place under the New Constitution; such return to shew the date of each election, the name of the district, the names of the candidates and of the elected member or members, the number of electors on the roll for each district, the number of adult males in such district, the number of polling places for each district, the name of the returning officer, the amount of the expenses charged by and paid to each returning officer for each election, and the amount of expense (if any) incurred by the Government otherwise than through the returning officer—put and resolved in the affirmative.

7. **BALLAARAT GAS COMPANY'S BILL**.—Mr. Fyfe moved, pursuant to notice given by Mr. Humffray, That the Report from the Select Committee on the Bill to incorporate the Ballaarat Gas Company be made an Order of the Day for adoption on Tuesday next.

Question—put and resolved in the affirmative.

8. **HOURS OF REFRESHMENT**.—Mr. Rutledge moved, pursuant to notice, That from and after Friday next, six o'clock be the hour at which the business of the House shall be suspended for Refreshment, instead of seven, as hitherto.

Debate ensued.

Assembly divided.

Ayes, 19.

Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Dr. Findlay,
 Mr. Fyfe,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Lalor,
 Mr. Moore,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Smith,
 Mr. King,
 Mr. McCulloch, } *Tellers.*

Noes, 18.

Mr. Adamson,
 Capt. Anderson,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Service,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Sladen, } *Tellers.*
 Mr. Snodgrass, }

And so it was resolved in the affirmative.

9. **ST. KILDA AND BRIGHTON RAILWAY COMPANY'S BILL**.—Mr. Grant moved, pursuant to notice, That the prayer of the petition of R. J. Alleyne, W. J. Meek, R. M. Robertson, Thomas Clarke, Henry Jennings, J. M. Smith, Samuel Toynbee, John Dinwoodie, and T. T. a'Beckett, Esquires, Provisional Directors of the St. Kilda and Brighton Railway Company, be granted, and that leave be given to them to bring in a Bill, to be intituled, "*An Act to incorporate a Company to be called the St. Kilda and Brighton Railway Company, and for other purposes therein mentioned.*"

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Grant then brought up a Bill, intituled, "*A Bill to incorporate a Company to be called the St. Kilda and Brighton Railway Company, and for other purposes therein mentioned,*" and moved that it be now read a first time.

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

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

"*Crown Lands Bill—To be further considered in Committee,*"

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

"*Pensions Bill—To be further considered in Committee,*"

"*Fines Appropriation Bill—Adoption of report,*"

"*Gold Export Duty Act Amendment Bill—Adoption of report,*"

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

"*Chinese Resolutions—To be considered in Committee,*" until after the consideration of the second Order, General Business.

"*Distillation of Spirits Bill—Second reading,*" until Wednesday, 12th August inst.

11. ECHUCA BRIDGE BILL.—Mr. Langlands moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Langlands then moved, pursuant to *amended* notice, That the Echuca Bridge Bill be referred to a Select Committee, consisting of Mr. D. S. Campbell, Mr. Davis, Mr. Quarterman, Mr. Lalor, Mr. Service, Capt. Clarke, and the Mover.
Question—put and resolved in the affirmative.
12. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to consolidate and amend the Laws relating to the Customs,*" without any amendment.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
Melbourne, 6th August, 1857.
13. CROWN LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and moved that he have leave to sit again.
Question—put and resolved in the affirmative.
Resolved—That this House will on Wednesday, 12th August instant, resolve itself into a Committee of the whole for the further consideration of this Bill.
14. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ebden, the Assembly ordered that the following Order of the Day be discharged from the Paper :—
"*Gold Export Duty Act Amendment Bill—Adoption of report.*"
15. GOLD EXPORT DUTY ACT AMENDMENT BILL.—On the motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman reported the Bill with further amendments.
On the motion of Mr. Ebden, Mr. Speaker again left the Chair, and the Assembly resolved itself into a Committee of the whole for the further reconsideration of this Bill.
The Chairman having reported the Bill with a further amendment, the Assembly ordered the Bill to be taken into consideration Tuesday, 11th August instant.—Bill as amended to be printed.
16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
"*Estimates—To be further considered in Committee,*" until Tuesday, 11th August instant (to take precedence).
"*Pensions Bill—To be further considered in Committee,*"
"*Fines Appropriation Bill—Adoption of report,*" and
"*Audit Bill—To be further considered in Committee,*" until Wednesday, 12th August instant; and
"*Chinese Resolutions—To be considered in Committee,*" until to-morrow.
17. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
"*Sydney Mint—Coined Gold—Resumption of debate.*"
18. WESTWARD HARBORS.—Mr. Rutledge, Chairman of this Committee, by leave of the Assembly, brought up a Progress Report from the Committee.
Ordered to lie on the Table, and to be printed.
- Assembly adjourned at sixteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 101.

FRIDAY, 7TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. SHORTHAND WRITERS' FEES.—Mr. Rutledge moved, pursuant to notice, for a return of all sums charged by the Shorthand Writers of this House in the cases of Private Bills brought before this House during the present Session, shewing whether such sums were paid to the credit of the general revenue, and if not, to whom they were paid respectively.
Debate ensued.
Motion, by leave, withdrawn.
3. BELFAST CHURCH LANDS ACT AMENDMENT BILL.—Mr. Rutledge moved, pursuant to notice, That the prayer of the Petition from R. H. Woodward, presented to the House 4th August instant, be granted, and that leave be given to bring in a Bill to amend the Belfast Church Lands Act.
Question—put and resolved in the affirmative.
Mr. Rutledge then brought in a Bill, intituled, "*A Bill to amend an Act intituled 'An Act to enable the Trustees for the time being of certain portions of the Belfast Church of England Lands in the Colony of Victoria to sell certain portions of said Lands,'*" and moved that it be read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be read a second time Friday, 14th August instant.
4. SETTLED ESTATES BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—and the several amendments having been read—Mr. Fellows moved, That the word "within" be inserted after the word "shall" in the first line of the thirty-first clause.
Question—put and resolved in the affirmative.
On the motion of Mr. Sitwell, the Assembly adopted the several amendments reported from the Committee, and ordered the Bill to be read a third time Tuesday, 11th August instant.
5. COUNTY COURTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and moved that he have leave to sit again.
Question—put and resolved in the affirmative.
Resolved—That this House will, on Friday the 14th day of August instant, resolve itself into a Committee of the whole for the further consideration of this Bill.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Orphan Apprentices Bill—Second reading,*" and
" *Scab Bill—To be further considered in Committee,*" until Friday, 21st August instant.
" *Poisons Bill—Second reading,*" and
" *Powers of Attorney Bill—Adoption of report,*" until Friday, 14th August instant;
and
" *Chinese Resolutions—To be considered in Committee,*" until Tuesday, 11th August instant.

Assembly adjourned at six minutes to nine o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 102.

TUESDAY, 11TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Brooke presented a Petition from certain inhabitants and landowners of the Municipality of Richmond, Prahran, St. Kilda, and the district of Brighton and Hawthorn, praying the House would take the matter set forth in the Petition into favorable consideration, and to grant the projectors of the Melbourne and Suburban Railway the privileges sought by the Bill now before the Assembly.
Ordered to lie on the Table.
Mr. Blair presented a Petition from certain miners and others of the Jim Crow Gold Fields respecting the immigration of Chinese.
Ordered to lie on the Table.
3. RAILWAYS.—Captain Clarke, chairman, brought up the Report from the Select Committee of the Assembly upon Railways.
Ordered to lie on the Table, and, together with the Proceedings of the Committee, to be printed.
4. LANG AND DRAKE'S COMMITTEE.—On the motion of Mr. Greeves, leave was given to this Committee to hold a sitting between five and six o'clock this evening.
5. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the 18th Report from this Committee, and moved that it be received and printed.
Question—put and resolved in the affirmative.
6. CAPTAIN MECHOSK.—Mr. Blair moved, pursuant to notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency, praying that he will cause to be placed upon the Supplementary Estimates for the present year the sum of £1000, as a reward to Mr. John Mechosk for his services as discoverer of the Tarran-gower and Kingower Gold Fields, in accordance with the recommendation of the Select Committee.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee had come to a resolution upon the above subject,
Ordered—That the report be received to-morrow.
7. IMMIGRATION.—Mr. Foster moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying him to take measures to ascertain—
 - (1.) The rates of wages now paid in this Colony to various descriptions of laborers.
 - (2.) The number of Immigrants likely to be required during the year 1858.
 - (3.) The number of probable arrivals in 1858, distinguishing them into unassisted, under remittance system, and at the sole expense of the Colony.
 - (4.) The wages which skilled and unskilled laborers may expect to receive.
 Debate ensued.
Question—That an Address be presented to His Excellency the Governor, praying him to take measures to ascertain the rates of wages now paid in this Colony to various descriptions of laborers—put and resolved in the affirmative.
Question—That an Address be presented to His Excellency the Governor, praying him to take measures to ascertain the number of Immigrants likely to be required during the year 1858—put and negatived.
Question—That an Address be presented to His Excellency the Governor, praying him to take measures to ascertain the number of probable arrivals in 1858, distinguishing them into unassisted, under remittance system, and at the sole expense of the Colony—put and negatived.
Question—That an Address be presented to His Excellency the Governor, praying him to take measures to ascertain the wages which skilled and unskilled laborers may expect to receive—put and negatived.

8. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebden moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates and the Additional Estimates of Expenditure for the year 1857.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress and obtained leave to sit again to-morrow.
9. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be discharged from the Paper :—
“*Gold Fields Management Bill (3^o)—Second reading.*”
“*Juries Bill—Adoption of Report.*”
10. JURIES BILL.—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Friday, 14th August instant. Bill as amended to be printed.
11. MELBOURNE AND SUBURBAN RAILWAY COMPANY'S BILL.—Mr. Brooke moved that this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.
Bill read a second time.
12. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“*Oaths of Office Bill—Adoption of Report.*”
13. OATHS OF OFFICE BILL.—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.
14. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“*Gold Export Duty Act Amendment Bill—Adoption of Report.*”
15. GOLD EXPORT DUTY ACT AMENDMENT BILL.—On the motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.
16. SETTLED ESTATES BILL.—Mr. Fellows moved, That this Bill be now read a third time.
Question—put and resolved in the affirmative.
Bill read a third time and *passed*.
Mr. Fellows moved, That the following be the title of the Bill :—
“*An Act to facilitate Leases and Sales of Settled Estates in the Colony of Victoria.*”
Question—put and resolved in the affirmative.
Ordered—That a Message be sent to the Legislative Council, returning this Bill with the amendments, and requesting their concurrence therein.
17. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Standing Orders relating to Private Bills—To be committed,*” until Tuesday, 18th August instant.
“*Australasian Fire and Life Insurance Company's Bill—Third reading,*” until to-morrow.
“*Ballaarat Gas Company's Bill—Adoption of Report,*” until Friday, 14th August instant; and
“*Chinese Resolutions—To be considered in Committee,*” until to-morrow.
- Assembly adjourned at two minutes to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 103.

WEDNESDAY, 12TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Ebden presented, pursuant to the Act of Council 4 Victoria No. 13—
Bank Liabilities and Assets. — General Abstract of sworn Returns of all the
Banks in Victoria, for the quarter ended 30th June, 1857.
Ordered to be printed.
A Return was made to an Order of the Assembly, dated 27th November, 1856, for—
Votes and Proceedings of the late Legislative Council.—Return of the number of
copies of the Votes and Proceedings of the late Legislative Council now in the
custody of the Assembly, specifying the number of each respectively.
Ordered to lie on the Table.
Mr. Moore presented—
Sir George Stephen.—Return to an Order of the Assembly, dated 30th July, 1857,
for a Return of copies of all Correspondence between the Government and Sir
George Stephen with reference to an application for a grant of land under the
regulations for granting lands to military and naval settlers.
Ordered to lie on the Table.
On the motion of Mr. Heales, the Correspondence was read by the Clerk.
3. LANG AND DRAKE'S COMMITTEE.—On the motion of Mr. Greeves, leave was given to this
Committee to meet this evening between the hours of six and seven o'clock.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of
the several Orders of the Day, Government Business, be postponed until after the
consideration of the General Business on the Paper for to-day.
5. BOROONDARA ROAD BOARD.—Mr. O'Brien moved, pursuant to notice, That copies of all
Correspondence between the Government, the Boroondara Road Board, and the inhabitants
of the parish of Boroondara, relative to the formation of the said Board, be laid on the
Table of this House.
Question—put and resolved in the affirmative.
6. MELBOURNE AND SUBURBAN RAILWAY BILL.—Mr. Brooke moved, pursuant to notice, That
the Melbourne and Suburban Railway Company's Bill be referred to a Select Committee,
composed of the following members:—The Honorable the Chief Secretary, Captain
Clarke, Mr. Colin Campbell, the Honorable the Treasurer, Mr. Grant, the Honorable the
President of the Board of Land and Works, Mr. Goodman, the Honorable the Attorney
General, Mr. Foster, Mr. Hughes, Mr. Sargood, Mr. Phelan, Mr. Snodgrass, Mr. O'Brien,
and the Mover.
Debate ensued.
And six members of the Assembly having required that the Committee should be formed by
ballot—
Question—That the Melbourne and Suburban Railway Company's Bill be referred to a
Select Committee, to consist of twelve members—put and resolved in the affirmative.
The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Brooke and
Mr. Rutledge to be Scrutineers.
The Scrutineers, with the Clerk, having ascertained and reported to Mr. Speaker that the
following members, viz.:—Mr. Brooke, Captain Clarke, Mr. Haines, Mr. Moore, Mr.
Goodman, Mr. C. Campbell, Mr. Ebden, Mr. Foster, Mr. Sargood, Mr. Hughes, and
Mr. D. S. Campbell had the greatest number of votes—Mr. Speaker declared Mr. Brooke,
Mr. Grant, Captain Clarke, Mr. Haines, Mr. Moore, Mr. Goodman, Mr. C. Campbell,
Mr. Ebden, Mr. Foster, Mr. Sargood, Mr. Hughes, and Mr. D. S. Campbell to be Members
of the Committee,
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of
the following Order of the Day be postponed until Wednesday, 26th August instant:—
"Distillation of Spirits Bill—Second reading."

8. CAPTAIN MECHOSK.—Mr. Aspinall having reported from the Committee the following resolution, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Supplementary Estimates for the present year a sum as a reward to Mr. John Mechosk for his services as discoverer of the Tarrangower and Kingower Gold Fields in accordance with the recommendation of the Select Committee—and the same having been read—on the motion of Mr. Blair, the Assembly adopted the resolution, and ordered the Address to be presented accordingly.

9. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. Langlands, read a third time.

Mr. Langlands then moved that the following words be inserted in the ninth line of the Clause IV., after the word "thereto," viz., "if such amounts respectively shall not have been then paid by him, or made of his property and effects."

Question—put and resolved in the affirmative.

Mr. Langlands moved that the following words be inserted in the ninth line of Clause VIII., after the word "sole," viz., "and as if the personalty were real estate"

Question—put and resolved in the affirmative.

Mr. Langlands moved that the following words be added to Clause VIII., "and as if the personalty were real estate."

Question—put and resolved in the affirmative.

Mr. Langlands moved that this Bill do now pass.

Question—put and resolved in the affirmative.

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

"An Act to enable the Shareholders of a Joint Stock Insurance Company established in the Colony of Victoria, under the style or title of 'The Australasian Fire and Life Insurance Company,' to sue and be sued in the name of the Chairman for the time being of the Board of Directors of the said Company, and to limit the liability of such Shareholders, and for other purposes."

Question—put and resolved in the affirmative.

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

10. GOLD EXPORT DUTY ACT AMENDMENT BILL.—On the motion of Mr. Ebden, the Assembly adopted the Report from the Committee of the whole upon this Bill.

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

M. Ebden then moved that the following be the title of the Bill :—

"An Act to amend the Law relating to Gold Coin."

Question—put and resolved in the affirmative.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 8th Order, Government Business, for to-day :—

"Crown Lands Bill—To be further considered in Committee."

"Gold Fields Management Bill (2^o)—To be further considered in Committee."

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

"Pensions Bill—To be further considered in Committee."

"Fines Appropriation Bill—Adoption of report."

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

"Estimates—To be further considered in Committee."

12. OATHS OF OFFICE BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole upon this Bill.

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

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

"An Act to assimilate and simplify the Oaths of Qualification for Office."

Mr. O'Shanassy moved, as an amendment, that the following words be added to the above title :—

"and to recognise and establish Religious Equality in Victoria."

Debate ensued.

Amendment by leave withdrawn.

Mr. Grant moved, as a further amendment, that the following words be added to the above title :—

"and to recognise and to establish Civil and Religious Equality."

Debate ensued.

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

Ayes, 16.
 Mr. Beaver,
 Mr. Grant,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Janglands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Sargood,
 Mr. Snodgrass,
 Mr. Wills,
 Mr. Humfray, } *Tellers.*
 Mr. Brooke, }

Noes, 20.
 Mr. Adamson,
 Mr. Aspinall,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wood,
 Mr. Moore, } *Tellers.*
 Mr. Service, }

And so it passed in the negative.

Mr. Snodgrass moved, as a further amendment, that the following words be added at the end of the above title:—

“ and to recognise and establish in Victoria the right of absolute Civil Equality of all Her Majesty's Subjects, irrespective of Religious Belief.”

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

Question—That the following be the title of the Bill:—

“ An Act to assimilate and simplify the Oaths of Qualification for Office, and to recognise and establish in Victoria the right of absolute Civil Equality of all Her Majesty's Subjects, irrespective of Religious Belief.”—put and resolved in the affirmative.

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

13. LANG AND DRAKE'S COMMITTEE.—Mr. Greeves, Chairman, brought up the Report from the Committee.

Ordered to lie on the Table, and be printed

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

The Chairman reported progress, and moved that he have leave to sit again.

Question—put and resolved in the affirmative.

Resolved—That this House will on to-morrow resolve itself into a Committee of the whole for the further consideration of this Bill.

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

“ Fines Appropriation Bill—Adoption of Report.”

16. FINES APPROPRIATION BILL.—On the motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.

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

“ Gold Fields Management Bill (2^o)—To be further considered in Committee,” and *“ Gold Mining on Private Property Bill—Second reading,”* until Wednesday, 19th August instant.

“ Pensions Bill—To be further considered in Committee,” until to-morrow.

“ Audit Bill—To be further considered in Committee,” until Wednesday 19th August instant; and

“ Estimates—To be further considered in Committee,” and

“ Chinese Resolutions—To be considered in Committee,” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 104.

THURSDAY, 13TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PARLIAMENT HOUSES.—Mr. Greeves, on behalf of Mr. Speaker, Chairman, brought up a Progress Report from the Committee.
Ordered to lie on the Table and be printed.
Report read by the Clerk.
3. PAPERS.—Mr. Haines presented, pursuant to Act of Council, 18 Victoria No. 37—

Ballaarat	}	Local Court Regulations.
Dunolly		

 Ordered to be printed.
4. PETITIONS.—Mr. Smith presented a Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, under the corporate seal of said city, praying that leave might be given them to appear by themselves, their counsel, agents, and witnesses, before the Committee to which “The Melbourne and Suburban Railway Company’s Act 1857” should be referred, and to be heard before such Committee to oppose any unnecessary interference with the public lands appertaining to the said citizens as aforesaid.
Petition read by the Clerk, and ordered to lie on the Table.
Mr. Brooke presented a Petition from George Henry Frederick Webb, of the city of Melbourne, Shorthand writer, praying that the Petition might be immediately referred to “The Committee of Elections and Qualifications,” and that it might be a recommendation from this House to the said Committee to report specially upon the rights of the Petitioner to recover the charges therein referred to, and as to the best manner of enforcing payment of the same; and that the Petitioner might be allowed to appear by himself, his counsel, agents, and witnesses, before the said Committee, in support of the Petition.
Ordered to lie on the Table.
Mr. Humfray presented a Petition from the Chairman and Councillors of the Municipality of Ballarat East, praying the House would suspend any Standing Orders which might exist in relation to the bringing in of Private Bills, and that the Petitioners be allowed to bring in a Bill to carry out the general objects set forth in the Petition upon payment of the sum of £25 to the general revenue of the Colony.
Ordered to lie on the Table.
5. PARLIAMENT HOUSES COMMITTEE.—Mr. Greeves moved, by leave of the Assembly, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to take into consideration the recommendations of the Report from the Parliament Houses Committee.
Question—put and resolved in the affirmative; whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Chairman having reported that the Committee had come to certain resolutions.
Ordered that the said Report be received to-morrow.
6. CALL OF THE HOUSE.—Mr. Fellows moved, pursuant to notice given by Mr. Michie, That the House be called over on Thursday, the 20th August instant.
Question—put and resolved in the affirmative.
7. CROWN LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and moved that he have leave to sit again.
Question—put and resolved in the affirmative.
Resolved—That this House will to-morrow resolve itself into a Committee of the whole for the further consideration of this Bill.

8. FINES APPROPRIATION BILL.—On the motion of Mr. Ebden the Assembly adopted the Report from the Committee of the whole upon this Bill.
 Mr. Speaker reported that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ebden, read a third time and *passed*.
 Mr. Ebden moved that the following be the title of the Bill :—
“An Act to direct the payment of certain monies into the Consolidated Revenue.”
 Question—put and resolved in the affirmative.
 Ordered—That the said Bill be transmitted to the Legislative Council and their concurrence desired therein.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“Pensions Bill—To be further considered in Committee,” until Tuesday, 18th August instant.
“Estimates—To be further considered in Committee,” until Tuesday, 18th August instant (*to take precedence*), and
“Chinese Resolutions—To be considered in Committee,” until Tuesday, 18th August instant.
10. RESIGNATION OF SEAT.—Mr. Speaker reported that he had received a letter from Mr. McDougall, resigning his seat in the Assembly for West Bourke.
 Assembly adjourned at twenty-one minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 105.

FRIDAY, 14TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Fellows presented a Petition from certain inhabitants and owners of property in the Municipality of St. Kilda, praying the House would withhold assent to the passing of any Act which would authorize the construction of a railway through the central or western portions of St. Kilda, and that the Bill now before the House for the establishment of a company for that purpose, under the title of the St. Kilda and Brighton Railway Company, might be absolutely disallowed.
Ordered to lie on the Table.
3. RETURN TO WRIT.—Mr. Speaker announced that he had received a Return to the Writ he had issued for the election of a Member for the Electoral District of Castlemaine, by which it appeared that Richard Davies Ireland, Esq., was duly elected in pursuance thereof.
4. PETITION.—Mr. Harker presented a Petition from the Chairman and Members of the Municipal Council of East Collingwood, under the corporate seal of the said Municipality, praying the House uniformly to endow municipalities with adequate areas of Crown lands therein, where such might have been alienated, with Crown lands in adjacent districts, and to make provision for the same in the Land Bill now before the House; such endowed Crown lands to be only leased renewable in perpetuity on reserved ground rents therefrom, with fines, apportioned by public qualified arbitrators, at intervals of fifteen or twenty-one years, for fair average increased value of such lands, resulting from local and national progress, the application of which principle of perpetual lease, it is submitted, would largely economise capital, and, on the contingent annual payment of a small ground rent, afford perfect security to the possessors of such land.
Petition read by the Clerk and ordered to lie on the Table.
5. ELECTORAL ACT AMENDMENT BILL COMMITTEE.—Mr. Haines moved that the time within which this Committee was directed to bring up the report be extended for one week.
Question—put and resolved in the affirmative.
6. PETITION.—Mr. Sargood presented a Petition from the Chairman and certain Members of Council of the Municipality of St. Kilda, praying that the further progress of the Bill for the incorporation of the St. Kilda and Brighton Railway Company might be stayed, and that such Bill might be rejected by this House.
Ordered to lie on the Table.
7. SETTLED ESTATES BILL.—Mr. Fellows, by leave of the Assembly, moved that a message be sent to the Legislative Council, requesting that the Settled Estates Bill may be returned, in order that a clerical error in one of the amendments sent therewith may be rectified.
Question—put and resolved in the affirmative.
8. PAPER.—Mr. Moore presented—
Public Park Lands—Return to an order of the Assembly, dated 29th May, 1857, for a return of all Public Lands within five miles of the Melbourne Post Office, reserved as parks or places of public recreation, shewing the area of each, under whose control or management placed, whether stock is depastured on same; if so, on what terms; the sums paid for such depasturing, the expenditure for upon fencing, since the 1st January, 1854, shewing the price per rod of each fence.
Ordered to lie on the Table.
9. MR. F. McDONALD.—Mr. Lalor, Chairman, brought up the Report from the Committee.
Ordered to lie on the Table and to be printed.
10. MESSRS. W. HARRISON AND Co.—Mr. Service moved, pursuant to notice, That an Address be presented to His Excellency the Governor requesting him to cause to be laid upon the Table of this House a copy of the Petition presented to His Excellency by William Harrison and Co., relative to the payment by them of double duty on a parcel of sugar; and also copies of all the correspondence between the Government and Messrs. Harrison and Co. relating thereto.
Question—put and resolved in the affirmative.

11. PAPER.—Mr. McCulloch presented, by command of His Excellency the Governor—
Messrs. W. Harrison and Co.—Return to Address agreed to this day for a copy of the
Petition presented to His Excellency by William Harrison and Co., relative to
the payment by them of double duty on a parcel of sugar; and also copies of all
the correspondence between the Government and Messrs. Harrison and Co.
relating thereto.
Ordered to lie on the Table.
12. BELFAST CHURCH LANDS ACT AMENDMENT BILL.—Mr. Rutledge moved, That this Bill
be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of
the following Orders of the Day be postponed as under :—
“ *St. Kilda and Brighton Railway Company's Bill—Second Reading,*” until
after the consideration of the other Orders for to-day.
“ *County Courts Bill—To be further considered in Committee,*” until Friday,
21st August instant.
“ *Poisons Bill—Second reading,*” until after the consideration of the other Orders
for to-day.
“ *Powers of Attorney Bill—Adoption of Report,*” until Wednesday, 19th August
instant; and
“ *Juries Bill—Adoption of Report,*” until after the consideration of the other
Orders for to-day.
14. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Humffray, the Assembly
ordered that the following Order of the Day be discharged from the Paper :—
“ *Ballaarat Gas Company's Bill—Adoption of Report.*”
15. BALLAARAT GAS COMPANY'S BILL.—On the motion of Mr. Humffray, the Assembly
ordered that this Bill be referred back to the Select Committee for further consideration
and report.
16. PARLIAMENT HOUSES COMMITTEE.—Mr. Aspinall, pursuant to Order, reported the following
Resolutions from the Committee :—
(1.) That so much of the Report from the Parliament Houses Committee as recommends the
appointment of a Joint Committee of three Members from each House to manage the
Refreshment Rooms, be adopted.
(2.) That an Address be presented to His Excellency the Governor, praying His Excellency
to place on the Estimates a sum of money to provide the articles necessary for the
Refreshment Room, and for the maintenance of a suitable Establishment.
And the same having been read, the Assembly adopted the Report, and ordered that a
Message be sent to the Legislative Council requesting them to concur in the first
resolution
17. CROWN LANDS BILL.—The Order of the Day for the further consideration of this Bill in
Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the
Assembly resolved itself into a Committee of the whole for the further consideration
thereof
The Chairman reported progress, and moved that he have leave to sit again.
Question—put and resolved in the affirmative.
Resolved—That this House will, on Tuesday, the 18th instant, resolve itself into a
Committee of the whole for the further consideration of this Bill.
18. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration
of the following Order of the Day be postponed until Tuesday, 18th August instant :—
“ *St. Kilda and Brighton Railway Company's Bill—Second reading.*”
19. JURORS BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the
Committee of the whole upon this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair
print of this Bill was in accordance with the Bill as reported—Bill, on the motion of
Mr. Fellows, read a third time and *passed*.
Mr. Fellows moved that the following be the Title of the Bill—
“ *An Act for regulating Juries.*”
Question—put and resolved in the affirmative.
Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence
be desired therein.
- Assembly adjourned at half past eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 106.

TUESDAY, 18TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, pursuant to Act of Council 17 Victoria No. 28—
Pilot Board.—Accounts of the Pilot Board of Victoria for the year ended 31st August, 1856.
Ordered to be printed.
Mr. Haines presented, pursuant to Act of Council 18 Victoria No. 37—
Beechworth Local Court Regulations.
Ordered to be printed.
3. PETITIONS.—Mr. Moore presented a Petition from certain inhabitants, citizens, and ratepayers of the City of Melbourne, and of the vicinity thereof, praying the House to address His Excellency the Governor to appoint a Commission of Enquiry into the management of the property, revenues, and markets of the Municipal Council of the City of Melbourne, and to afford such further and other redress as to the House might seem meet.
Ordered to lie on the Table.
Mr. Fyfe presented a Petition from the Mayor of Geelong, under the corporate seal of the said town, praying the House would adopt such measures as would most effectually carry out the spirit of the resolutions set forth in the Petition.
Petition read, and ordered to lie on the Table.
4. NEW MEMBER.—Richard Davies Ireland, Esq., having been introduced, and having taken the oath and handed to the Clerk at the Table the following Declaration, took his seat as Member for the Electoral District of Castlemaine.
“ I, RICHARD DAVIES IRELAND, do declare and testify that I am duly seised at law or in equity of an estate of freehold, for my own use and benefit, in lands or tenements in the Colony of Victoria, of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further, that the lands or tenements out of which such qualification arises are situate in the parish of St. Kilda, and in parish of Boroondara, and in parish of Cut-paw-paw, and in the parish of Jika Jika, in the county or reputed county of Bourke, and at Colac, in the county of Polworth, the descriptions of which lands and tenements are as follow : A house and land at St Kilda, in my own occupation ; eight acres of land at Kew ; five acres of land near terminus of Geelong Railway, at Williamstown ; half an acre at Colac ; and half an acre at Merri Creek : And I further declare, that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Assembly of the Colony of Victoria.
(Signed) “ R. D. IRELAND.”
5. BALLAARAT GAS COMPANY'S BILL.—Mr. Humfray, Chairman, brought up the second Report from the Committee.
Ordered to lie on the Table.
6. PETITIONS.—Mr. Sitwell presented a Petition from certain Chinese resident in the District of Castlemaine, in opposition to the resolutions proposed to this House respecting the Immigration of Chinese.
Petition read by the Clerk, and ordered to lie on the Table.
Capt. Clarke presented a Petition from the Municipal Council of Emerald Hill, under the corporate seal of the municipality, praying the House not to pass the Land Bill at present before the House, without inserting a clause enacting that it should be lawful for the Governor in Council to grant or alienate, in fee simple, to the Council of any municipal district the whole or such portions of unsold lands within said district as to His Excellency in Council might seem fit, subject to such provisions and regulations as the House might direct.
Ordered to lie on the Table.

Mr. Ireland presented a Petition from certain inhabitants of Castlemaine, praying that the Report of the Select Committee on Railways might be recommitted for the reception of further evidence which the Petitioners are prepared to produce on behalf of Castlemaine, or that they might be heard against the Report by Counsel at the Bar of the House.

Ordered to lie on the Table.

Mr. Sitwell presented a Petition from certain storekeepers and traders resident in the District of Castlemaine, praying the Assembly would refuse its sanction to any law that would inflict unnecessary evils on the Asiatic population of this Colony, and lower the reputation of Victoria for intelligence and liberality in the eyes of the civilized world.

Ordered to lie on the Table.

Mr. Davis presented a Petition from certain inhabitants of South Gipps Land, praying the House would not pass any measure disposing of the public lands which does not provide remedies for the evils complained of in the Petition.

Petition read, and ordered to lie on the Table.

7. REFRESHMENT ROOMS.—Mr. Ebdon, by leave of the Assembly, moved, That Mr. Rutledge, Mr. Findlay, and Mr. Brooke be appointed a Committee to manage the Refreshment Rooms, jointly with a Committee of the Legislative Council.

Question—put and resolved in the affirmative.

8. LANDS SOLD IN BALLAARAT WEST.—Mr. Lalor moved, pursuant to notice, for a Return of all lands that have been sold within the Municipality of Ballaarat West, since 1st October, 1856, specifying the number of allotments and the entire amount paid; also a similar return for that portion of the district which is now within the municipal boundaries of Ballaarat East.

Question—put and resolved in the affirmative

9. PAPERS.—Mr. Moore presented—

Lands sold in Ballaarat West.—Return to an Order of this day's date, for a Return of all lands that have been sold within the Municipality of Ballaarat West, since 1st October, 1856, specifying the number of allotments and the entire amount paid; also a similar return for that portion of the district which is now within the municipal boundaries of Ballaarat East.

Ordered to lie on the Table.

10. INTERPRETATION OF ACTS BILL.—Mr. Fellows having moved, pursuant to notice, That the amendments made by the Legislative Council in the Interpretation of Acts Bill be taken into consideration, and the Joint Standing Order No. XIX. having been read—

Mr. Gavan Duffy moved, That the amendments made by the Legislative Council in this Bill be disagreed to.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, informing them that the Assembly have disagreed to the amendments.

11. BELFAST CHURCH OF ENGLAND LANDS ACT AMENDMENT BILL.—Mr. Rutledge moved, pursuant to notice, That the Bill to amend an Act intituled "*An Act to enable the Trustees for the time being of certain portions of the Belfast Church of England Lands in the Colony of Victoria to sell certain portions of the said Lands,*" be referred for consideration and report to a Select Committee, consisting of Mr. King, Mr. Griffith, Mr. Greeves, Mr. Sitwell, and the Mover.

Question—put and resolved in the affirmative.

12. MR. J. P. MAIN.—Mr. Heales, in moving, pursuant to notice, That the Report of the Committee on Mr. J. P. Main's case be taken into consideration, moved, That the Report from the Committee be now adopted.

Mr. Gavan Duffy moved, as amendment, That the following words be added to the above motion, "and that the decision in this case be laid before this House."

Debate ensued.

Amendment and motion by leave withdrawn.

Mr. Heales then moved, That the case be referred back to the Select Committee for further consideration and report.

Question—put and resolved in the affirmative.

13. MR. G. H. F. WEBB.—Mr. Brooke moved, pursuant to notice, That the Petition of Geo. H. F. Webb, praying to be heard before "The Committee of Elections and Qualifications," with reference to certain charges and expenses incurred in reporting the evidence taken before that Committee, be referred to the said Committee.

Petition read by the Clerk.

Question—put and resolved in the affirmative.

14. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates and the Additional Estimates of Expenditure for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported that the Committee had come to certain resolutions.

Ordered—That the report be received Thursday, 20th August instant.

Mr. Aspinall moved, That the Committee have leave to sit again Thursday, 20th August instant.

Question—put and resolved in the affirmative.

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

The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Thursday, 20th August instant.—Bill as amended to be printed.

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

“*State Aid to Religion Bill—Third reading,*” until Thursday, 20th August instant.

“*Aliens Law Amendment Bill—Second reading,*” until Tuesday, 1st September instant.

“*Standing Orders relating to Private Bills—To be committed,*” and

“*Chinese Resolutions—To be considered in Committee,*” until Tuesday, 25th August instant; and

“*Crown Lands Bill—To be further considered in Committee,*” until to-morrow.

17. ST. KILDA AND BRIGHTON RAILWAY COMPANY'S BILL.—Mr. Grant moved that this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Bill read a second time.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 107.

WEDNESDAY, 19TH AUGUST, 1857.

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

2. PAPER.—The following Paper was presented :—

Impoundings.—Bullock Creek.—Return to an Order of the Assembly, dated 31st July, 1857, of cattle and horses impounded since 1st May, 1857, stating by whom each impounded and by whom claimed, the amount of damages and sustenance, the cost of advertising, and the poundage fees charged in each case; also, if sold, the amount realized in each case, and the name of the purchaser.

Ordered to lie on the Table.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to enable the City of Melbourne Gas and Coke Company to raise the sum of one hundred and fifty thousand pounds by the issue of thirty thousand shares of five pounds each, in addition to their present Capital of one hundred thousand pounds and for other purposes,*" without any amendment.

J. F. PALMER,
President.Legislative Council Chamber,
Melbourne, 18th August, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly, that they have agreed to the appointment of a joint Committee, to consist of three members of each House, to manage the Refreshment Rooms of the Houses, and that they have appointed three members of the Legislative Council to co-operate with three members of the Legislative Assembly accordingly.

J. F. PALMER,
President.Legislative Council Chamber,
Melbourne, 19th August, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Law relating to Gold Coin,*" without any amendment.

J. F. PALMER,
President.Legislative Council Chamber,
Melbourne, 19th August, 1857.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to regulate the Importation Carriage and Custody of Gunpowder,*" and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

J. F. PALMER,
President.Legislative Council Chamber,
Melbourne, 19th August, 1857.

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present Session of Parliament upon the Bill intituled "*An Act to enable the Shareholders of a Joint Stock Insurance Company established in the Colony of Victoria, under the style and title of 'The Australasian Fire and Life Assurance Company,' to sue and be sued in the name of the Chairman for the time being of the Board of Directors of the said Company, and to limit the liability of such Shareholders, and for other purposes,*" together with the Minutes of Evidence taken before the said Committee.

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 19th August, 1857.

On the motion of Mr. Fellows, a Message was ordered to be sent to the Council transmitting a copy of the Evidence taken before the Select Committee on the Bill referred to in the last Message.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to facilitate Leases and Sales of Settled Estates,*" as requested by the Legislative Assembly, in order that a clerical error may be rectified.

Certain words agreed to by the Legislative Council in the Bill having been omitted in the Bill as transmitted to the Legislative Assembly, the Legislative Council desire the concurrence of the Legislative Assembly with the Bill inclusive of those words, namely, "after the word "judges" in Clause XXI. insert the words "or any other person or persons."

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 19th August, 1857.

4. BELFAST CHURCH OF ENGLAND LANDS ACT AMENDMENT BILL.—Mr. Rutledge, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee.
Ordered to lie on the Table.
5. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Nineteenth Report from the Committee.
Ordered to be printed.
6. MEMORIAL.—Mr. Aspinall presented a Memorial from certain inhabitants of Forest Creek, praying the House to take into consideration the statements set forth in the Memorial.
Ordered to lie on the Table.
7. SETTLED ESTATES BILL.—Mr. Fellows, by leave of the Assembly, moved, That the words omitted in error from Clause XXI. of this Bill as originally transmitted from the Legislative Council be now agreed to by this House.
Question—put and resolved in the affirmative.
Ordered—That a Message be transmitted to the Legislative Council informing them that the Assembly have agreed to the insertion in Clause XXI. of the words mentioned in the Message from the Legislative Council, dated 19th August, 1857.
8. CROWN LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress, and obtained leave to sit again to-morrow.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 - "Gold Fields Management Bill (2^o)—To be further considered in Committee," until to-morrow, and
 - "Gold Mining on Private Property Bill—Second reading."
 - "Audit Bill—To be further considered in Committee," and
 - "Powers of Attorney Bill—Adoption of Report," until Wednesday, 26th August instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 108.

THURSDAY, 20TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Fellows presented a Petition from the Chairman and Councillors of the Municipal District of Prahran, under the corporate seal of the municipality, praying that they might be heard by their counsel or agents before the Select Committee now sitting on the Melbourne and Suburban Railway Bill.

Ordered to lie on the Table.

Mr. Aspinall presented a Petition from certain civil, mining, and mechanical engineers, miners, mechanics, metallurgists, and other persons having a direct interest in the mining enterprise of the Colony, more especially in the better development of our Gold Fields and other mineral resources, and in the general prosperity of this Colony, praying the Assembly would take the subjects set forth in the Petition into their most serious consideration and action, and would cause to be appointed without delay a Mining Department, constituted of such elements of a practical and general mining science as the petitioners have suggested.

Ordered to lie on the Table.

3. CALL OF THE HOUSE.—The Order of the Day for the Call of the House being read, ordered—That the House be called over.
Ordered—That the Serjeant-at-Arms do go to the places adjacent and summon the Members there to attend the service of the House, and he went accordingly, and being returned, the House was called over, and all the Members appeared, with the following exceptions:—Mr. Moore, Mr. Fyfe, Mr. Johnson, Mr. Lalor, Mr. Syme, and Mr. Colin Campbell. Mr. Johnson and Mr. C. Campbell were subsequently called and answered to their names. Mr. Moore, Mr. Fyfe, and Mr. Syme were, after explanation, severally excused.

4. SUPPLY.—ESTIMATES FOR 1857.—Mr. Aspinall reported from the Committee of Supply certain resolutions, which were read as follow:—

ESTIMATES FOR 1857.

3rd July.

- (1.) Resolved—That a sum not exceeding One hundred and ten thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of Public Education, to be distributed in the manner hereinafter set forth, viz:—

Eighty-two thousand pounds to defray the expense of primary schools in connection with the Denominational School Board; and

Twenty-eight thousand pounds to defray the expense of primary schools in connection with the National School Board.

On the motion of Mr. Ebdon, the said resolution was agreed to.

21st July.

- (2.) Resolved—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of the Philosophical Institute.

- (3.) Resolved—That a sum not exceeding Fifty-one thousand two hundred and sixty-nine pounds three shillings and eight pence be appropriated to Her Majesty to defray the expense for the year 1857 of the Miscellaneous Services hereunder set forth, viz:—

A sum not exceeding Five thousand pounds for preparing the Electoral Rolls and for other Election Expenses.

A sum not exceeding Two hundred and fifty pounds for the expenses of Colonial Agency in England.

A sum not exceeding Two hundred pounds to defray the expense of a Queen's Plate to be run for at the Melbourne races.

- A sum not exceeding Two thousand pounds to defray the expense of the maintenance of Deserted Children.
- A sum not exceeding One thousand pounds to defray the expense of Rewards for the apprehension of Offenders.
- A sum not exceeding Two hundred pounds to defray the expense of Fees for Analyses.
- A sum not exceeding Eighty-two pounds fifteen shillings and nine pence to defray the expense of the taxed Costs incurred by Mr. Daly, as warden, in defending an action brought against him in April, 1856.
- A sum not exceeding Five pounds to defray the expense of Premium for a remittance to England of two hundred and fifty pounds for expenses of Colonial Agency.
- A sum not exceeding Seven hundred and ninety-five pounds to defray the expense of Compensation to Puddlers at Sandhurst, as assessed.
- A sum not exceeding Three hundred pounds to defray the expense of Rewards under the "*Dog Act*."
- A sum not exceeding Three hundred pounds to defray the expenses of Commissions of Inquiry.
- A sum not exceeding Five thousand pounds to defray the expense of Advertising in the public journals.
- A sum not exceeding Seven thousand pounds to defray the expense of Pounds.
- A sum not exceeding Five hundred pounds for Gratuity to Mrs. Blake, in lieu of the vote on the Supplementary Estimates for 1853.
- A sum not exceeding Six hundred pounds to defray the expenses of Prosecutions for breaches of the revenue laws.
- A sum not exceeding Sixty pounds seven shillings and eleven pence to defray the taxed Costs incurred by Mr. Broad, as Assistant Emigration Officer at Williams-town, in defending an action brought against him in 1853.
- A sum not exceeding Ten thousand pounds to defray the expense attending the Valuation of Crown Lands for pastoral purposes.
- A sum not exceeding Three thousand pounds towards the formation of Cemeteries.
- A sum not exceeding Two thousand pounds to defray the expense of destroying Thistles.
- A sum not exceeding Five hundred pounds to defray the expense of compiling Meteorological Tables.
- A sum not exceeding One hundred pounds to defray the expense of purchasing Newspapers for record and transmission to the Secretary of State.
- A sum not exceeding One thousand three hundred and seventy-six pounds towards defraying the expense of purchasing Standard Weights and Measures.
- A sum not exceeding Five hundred pounds Gratuity to Mr. Wilmot, on his retirement from the office of Coroner.
- A sum not exceeding Eight thousand pounds Gratuity to the Widow of the late Mr. Price, Inspector-General of Penal Establishments.
- A sum not exceeding One thousand pounds Gratuity to the widow of the late Mr. Foote, late District Surveyor; and
- A sum not exceeding One thousand and two hundred pounds, Superannuation Allowance to Mr. Andrews, late collector of Customs at Portland.

Mr. Ebdon moved, That the word "one" before the word thousand, in the 3rd resolution, be omitted.

Question—put and resolved in the affirmative.

Mr. Ebdon then moved, That the word "two" be omitted from the 4th paragraph in the 3rd resolution, with a view to insert the word one instead thereof.

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

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

On the motion of Mr. Ebdon the Assembly agreed to the 2nd resolution and the 3rd resolution as amended.

ADDITIONAL SUPPLEMENTARY ESTIMATES FOR 1856.

- (4.) Resolved—That a sum not exceeding One thousand and sixty-four pounds five shillings and sixpence be appropriated to Her Majesty, to defray the additional supplementary expense of the department of the Administration of Justice for the year 1856.
- (5.) Resolved—That a sum not exceeding Thirty-three pounds and fifteen shillings be appropriated to Her Majesty, to defray the additional supplementary expense of the department of the Police for the year 1856.
- (6.) Resolved—That a sum not exceeding Three hundred pounds be appropriated to Her Majesty, to defray the additional supplementary expense for contingencies for the department of Gaols at Sandhurst for the year 1856.
- (7.) Resolved—That a sum not exceeding Two hundred and eighty-two pounds four shillings and two pence be appropriated to Her Majesty to defray the additional supplementary expense for the year 1856 for additions to the Lunatic Asylum.
- (8.) Resolved—That a sum not exceeding Nine hundred and thirty-five pounds fifteen shillings and five pence be appropriated to Her Majesty to defray the additional supple-

mentary expense for the year 1856 of half the expense of the maintenance of Gabo Lighthouse in 1855, in addition to the amount voted.

- (9.) Resolved—That a sum not exceeding Five hundred pounds be appropriated to Her Majesty to defray the additional supplementary expense for the year 1856 of grant in aid of Collingwood Mechanics Institute.
- (10.) Resolved—That a sum not exceeding One thousand two hundred and fifty-six pounds twelve shillings and eight pence be appropriated to Her Majesty to defray the additional supplementary expenses for the Miscellaneous Services for the year 1856, as hereunder set forth, viz.:—
- A sum not exceeding Forty-nine pounds twelve shillings and ten pence to defray the expense of the prosecution of "Coates" at the Police Office on a charge of forgery preferred by the Colonial Bank of Australasia.
 - A sum not exceeding One thousand and one hundred pounds to meet the additional expense of collecting the electoral roll in 1856.
 - A sum not exceeding Twenty pounds allowance paid to Mr. F. W. Howden cashier at the Custom House Melbourne being one-half the amount short received by him on the 14th February 1856.
 - A sum not exceeding Seventy-one pounds payment of account to J. P. Armstrong for wood and water supplied to the Camp at Amherst in 1855; and
 - A sum not exceeding Fifteen pounds nineteen shillings and ten pence short provided on the Supplementary Estimates for Inspector Furnell's Law Expenses.

On the motion of Mr. Ebdon, the Assembly agreed to the above resolutions.

11th August.

ESTIMATES FOR 1857.—

- (11.) Resolved—That a sum not exceeding One thousand and seven hundred pounds be appropriated to Her Majesty to defray the expense of the salaries of the President and Chairman of Committees of the Legislative Council for the year 1857.
- (12.) Resolved—That a sum not exceeding Eight thousand six hundred and eighty-nine pounds be appropriated to Her Majesty to defray the expenses of the department of the Legislative Assembly for the year 1857.
- (13.) Resolved—That a sum not exceeding One hundred and forty-two pounds be appropriated to Her Majesty to defray the additional expense of contingencies of the Library of the two Houses of Parliament for the year 1857.
- (14.) Resolved—That a sum not exceeding Four hundred pounds be appropriated to Her Majesty to defray the expense of the salary of the Gaoler at Geelong for the year 1857.
- (15.) Resolved—That a sum not exceeding Five thousand four hundred and thirty-nine pounds and ten shillings be appropriated to Her Majesty to defray the expense of the Volunteer Force for the year 1857.
- (16.) Resolved—That a sum not exceeding Eighty-three pounds six shillings and eight pence be appropriated to Her Majesty to defray the expense of additional Clerical Assistance in the department of the Master in Equity for the year 1857.
- (17.) Resolved—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the expense of fees to Parliamentary Draftsmen in the department of the Crown Solicitor for the year 1857.
- (18.) Resolved—That a sum not exceeding Five thousand one hundred and thirty pounds be appropriated to Her Majesty to defray the expense of the contingencies of the department of the Prothonotary for the year 1857.
- (19.) Resolved—That a sum not exceeding Three hundred and eighty pounds be appropriated to Her Majesty to defray the expense of the salaries of Messengers in the department of the Sheriff in Melbourne for the year 1857.
- (20.) Resolved—That a sum not exceeding Two thousand and three hundred pounds be appropriated to Her Majesty to defray the additional expenses of the department of General Sessions and County Courts for the district of Melbourne for the year 1857.
- (21.) Resolved—That a sum not exceeding Seven hundred pounds be appropriated to Her Majesty to defray the additional expenses for Bailiffs of the department of General Sessions and County Courts North Eastern District for the year 1857.
- (22.) Resolved—That a sum not exceeding Seven hundred and twenty-five pounds be appropriated to Her Majesty to defray the additional expenses for Bailiffs of the department of General Sessions and County Courts Western District for the year 1857.
- (23.) Resolved—That a sum not exceeding Three hundred pounds be appropriated to Her Majesty to defray the expense of a Clerk of the Bench at Casterton Digby and Coleraine for the year 1857.
- (24.) Resolved—That a sum not exceeding Six hundred pounds be appropriated to Her Majesty to defray the additional expense of contingencies in the department of Coroners for the year 1857.
- (25.) Resolved—That a sum not exceeding Two thousand eight hundred and thirty-three pounds six shillings and eight pence be appropriated to Her Majesty to defray the expenses of the Court of Mines for the year 1857.
- (26.) Resolved—That a sum not exceeding Five hundred and fifty pounds be appropriated to Her Majesty to defray the additional expenses for salaries of Collectors and Paymasters in the Treasury for the year 1857.

- (27.) Resolved—That a sum not exceeding Two hundred pounds be appropriated to Her Majesty to defray the additional expense for contingencies for the Treasury for the year 1857.
- (28.) Resolved—That a sum not exceeding One thousand three hundred and fifty pounds be appropriated to Her Majesty to defray the expense of the salaries of the Secretary and Treasurer in the Establishment of the Road Board for the year 1857.
- (29.) Resolved—That a sum not exceeding Eighteen thousand pounds be appropriated to Her Majesty towards defraying the expense of repairs to the Lunatic Asylum and the expense for bricks for new Lunatic Asylum for the year 1857.
- (30.) Resolved—That a sum not exceeding Twenty-seven thousand pounds be appropriated to Her Majesty to defray the expense of buildings and repairs at Penal Establishments and Hulks for the year 1857.
- (31.) Resolved—That a sum not exceeding One thousand and five hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting a Boat Jetty at Welshpool.
- (32.) Resolved—That a sum not exceeding Twenty thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of erecting a Sanatorium, Jetty, and Police Buildings at Point Nepean.
- (33.) Resolved—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of reward for the discovery of a first-class Quarry of Limestone or Sandstone in a locality capable of supplying large quantities to Melbourne at a moderate cost, under the conditions named in the Report of the Committee upon "Parliament Houses," laid on the Table of the Legislative Assembly, 3rd June, 1857.
- (34.) Resolved—That a sum not exceeding One thousand and five hundred pounds be appropriated to Her Majesty to defray the additional expense of Rents of Public Offices for the year 1857.
- (35.) Resolved—That a sum not exceeding Nine hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of preparing Crown Grants in the department of the Surveyor General.
- (36.) Resolved—That a sum not exceeding Two thousand and eight hundred pounds be appropriated to Her Majesty to defray the expenses of the Establishments for Aborigines for the year 1857.

On the motion of Mr. Ebdon, the Assembly agreed to the above resolutions.

18th August.

- (37.) Resolved—That a sum not exceeding Three thousand and sixty pounds be appropriated to Her Majesty to defray the expenses of the Immigration Establishments in Victoria for the year 1857.
- (38.) Resolved—That a sum not exceeding Twelve thousand seven hundred and sixty-seven pounds and five shillings be appropriated to Her Majesty to defray the expense of the Establishments of the Electric Telegraph for the year 1857.
- (39.) Resolved—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the expenses of the Immigration Establishments in the United Kingdom for the year 1857.
- (40.) Resolved—That a sum not exceeding Two thousand six hundred and ninety pounds and two shillings be appropriated to Her Majesty to defray the expense of the Sorters in the Post Office, Melbourne, for the year 1857.
- (41.) Resolved—That a sum not exceeding Sixteen thousand and twenty-six pounds and ten shillings be appropriated to Her Majesty to defray the expense for the year 1857 of Grants in Aid of Useful and Charitable institutions, as hereunder set forth, viz :—
- A sum not exceeding One thousand pounds to meet expenses of the Industrial Society, Melbourne, on condition of one-third the amount being raised by private contribution.
 - A sum not exceeding Eight thousand pounds for erection of additional Wing to the Benevolent Asylum, Melbourne, on condition of one-third the amount being raised by private contribution.
 - A sum not exceeding Four hundred pounds for the maintenance of the Roman Catholic Orphanage, Geelong, on condition of one-third the amount being raised by private contribution.
 - A sum not exceeding Five hundred pounds towards the erection of the Roman Catholic Orphanage, at Geelong, on condition of one-third the amount being raised by private contribution.
 - A sum not exceeding One thousand and five hundred pounds for the maintenance of the Hospital at Maryborough, on condition of one-third the amount being raised by private contribution.
 - A sum not exceeding Five hundred pounds for additions to the Maryborough Hospital, on condition of one-third the amount being raised by private contribution.
 - A sum not exceeding Five hundred pounds for the maintenance of the Hospital at Portland, on condition of one-third the amount being raised by private contribution.

- A sum not exceeding Five hundred pounds for the maintenance of the Hospital at Belfast, on condition of one-third the amount being raised by private contribution.
- A sum not exceeding Five hundred pounds for the maintenance of the Hospital at Warrnabool, on condition of one-third the amount being raised by private contribution.
- A sum not exceeding One thousand six hundred and twenty-six pounds and ten shillings as contributions to Charitable Institutions in liquidation of claims on Immigrants Fund; and
- A sum not exceeding One thousand pounds for maintenance of the Hospital at Ballaarat, to meet expenses incurred on account of the Chinese.
- (42.)—Resolved that a sum not exceeding Eleven thousand seven hundred and sixty-seven pounds and ten shillings be appropriated to Her Majesty to defray the expense for the year 1857, for miscellaneous services, as hereunder set forth, viz. :—
- A sum not exceeding Two hundred and fifty pounds, as Gratuity to the Widow of the late Mr. W. Abbott, Keeper of the Western Gaol, Melbourne.
- A sum not exceeding One thousand pounds, as Gratuity to the Widow of the late Mr. Griffin, late Sub-Treasury Clerk at Portland.
- A sum not exceeding Two hundred and fifty pounds, as Gratuity to the Mother of the late Sergeant McNally.
- A sum not exceeding Three hundred and fifty pounds, as Gratuity to the Widow of the late Captain Berkeley, Inspector of Police.
- A sum not exceeding Two thousand and five hundred pounds as retiring allowance to W. H. Buckley, Esq., late Chief Clerk in the Survey Office.
- A sum not exceeding Three thousand and four hundred pounds as retiring allowance to A. McCrae, Esq., late Postmaster General.
- A sum not exceeding Three thousand and five hundred pounds as retiring allowance to Edward Grimes, Esq., Auditor General.
- A sum not exceeding Five hundred pounds as superannuation allowance to Mr. Thomas McClelland, lighthouse keeper at Gellibrand's Point.
- A sum not exceeding Seven pounds and ten shillings reimbursement to F. Marshall of expenditure incurred by him through the neglect of the Registrar of the County Court at Sandhurst (since dead); and
- A sum not exceeding Ten pounds as reimbursement to John Wilkinson, Esq., Sub-Treasurer at Sandhurst, for a forged note on the Bank of Victoria taken by him in payment of revenue.

On the motion of Mr. Ebden, the Assembly agreed to the above resolutions.

5. CROWN LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having being read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- The Chairman reported progress and obtained leave to sit again this day.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the 5th Order for to-day.
- “ Estimates.—To be further considered in Committee.”*
7. STATE AID TO RELIGION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported. Mr. Michie moved that this Bill “be” now read a third time. Mr. Service moved, as an amendment, that all the words after the word “be” be omitted, with a view to insert the words “now re-committed” instead thereof. Debate ensued. Question—that the words proposed to be omitted stand part of the question—put. Assembly divided.

Ayes, 8.
 Mr. Baragwanath,
 Mr. Beaver,
 Mr. Griffith,
 Mr. Henty,
 Mr. Ware,
 Mr. Wills,
 Mr. Wood, }
 Mr. Greeves, } *Tellers.*

Noes, 43.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Blair,
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Foster,
 Mr. Goodman,

Noes—*continued.*

Mr. Grant,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Heales,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Ireland,
 Mr. King,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Quarterman,
 Chas. Read,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Mr. McCulloch, } *Tellers.*
 Mr. Snodgrass, }

And so it passed in the negative.

And the question being proposed that the words "now re-committed" be inserted at the end of the question,

Mr. Snodgrass moved, as an amendment to the proposed amendment, that the words "now re-committed" be omitted, with a view to insert the words "read a third time this day six months" instead thereof.

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

Assembly divided.

Ayes, 25.

Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Embling,
 Dr. Evans,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Heales,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Ireland,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Ricardo,
 Mr. Sargood,
 Mr. Service,
 Mr. Grant, } *Tellers.*
 Mr. Ebden, }

Noes, 27.

Mr. Adamson,
 Capt. Anderson,
 Mr. Baragwanath,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Foster,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Henty,
 Mr. Hughes,
 Mr. King,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Mr. Wood,
 Mr. Goodman, } *Tellers.*
 Mr. Horne, }

And so it passed in the negative.

And the question being proposed that the words "read a third time this day 'six months'" be inserted at the end of the question,

Mr. Grant moved, as an amendment to the last proposed amendment, That the words "six months," be omitted, with a view to insert the word "fortnight" instead thereof.

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

Assembly divided.

Ayes, 23.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Baragwanath,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Findlay,
 Mr. Foster,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Henty,
 Mr. Horne,
 Mr. Hughes,
 Mr. King,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Snodgrass, } *Tellers.*
 Mr. Sladen, }

Noes, 29.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Fellows,
 Mr. Grant,
 Mr. Greeves,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Heales,
 Mr. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Ricardo,
 Mr. Sargood,
 Mr. Wood,
 Mr. Service, } *Tellers.*
 Mr. Humffray, }

And so it passed in the negative.

Question—That the word "fortnight" be inserted in the proposed amendment—put.

Assembly divided.

Ayes, 28.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Embling,
 Dr. Evans,
 Mr. Grant,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Heales,
 Mr. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Read,
 Mr. Ricardo,
 Mr. Sargood,
 Mr. Service,
 Mr. Wood,
 Mr. Fellows, } *Tellers.*
 Mr. Humffray, }

Noes, 24.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Baragwanath,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Findlay,
 Mr. Foster,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Henty,
 Mr. Horne,
 Mr. Hughes,
 Mr. King,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Sladen, }

And so it was resolved in the affirmative.

Question—That the words "read a third time this day fortnight" be inserted at the end of the question—put and resolved in the affirmative.

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

8. CROWN LANDS BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Assembly having been read,—Mr. Speaker left the chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again to-morrow.

9. PENSIONS BILL.—On the motion of Mr. Ebdon, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time to-morrow.

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

“ *Estimates—To be further considered in Committee,*” until Tuesday, 25th August instant.

“ *Gold Fields Management Bill (2^o)—To be further considered in Committee,*” until Thursday, 27th August instant.

11. BELFAST CHURCH OF ENGLAND LANDS ACT AMENDMENT BILL.—On the motion of Mr. Rutledge, the Assembly adopted the Report from the Select Committee on this Bill, and ordered the Bill to be read a third time to-morrow.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 109.

FRIDAY, 21ST AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Horne, in presenting a Petition from certain parties resident at Warrnambool, moved that it be read.
Question—put and resolved in the affirmative.
Petition read by the Clerk.
Notice being taken that there was no signature on the sheet of paper containing the Petition, the Petition was withdrawn by Mr. Horne.
Mr. Sargood presented a Petition from the Chairman and certain Members of Council of the Municipality of St. Kilda, praying that in every case it be required of the proposed companies that copies of their plans, shewing the cuttings, tunnels, embankments, and the course of the intended lines, with the crossings of the several streets, be furnished to the Councils of the Municipalities through which they are to pass, and that no proceedings be taken by the House to give effect to any such schemes until the said Councils and the parties interested should have been allowed at least fourteen days for the consideration of such plans.
Ordered to lie on the Table.
3. COMPLAINT OF "ARGUS" NEWSPAPER.—Mr. Greeves having complained to the House of a printed newspaper, dated Friday, 21st August, 1857, printed and published by George Dill, at the *Argus* Office, Collins-street, Melbourne, for Wilson and Mackinnon, proprietors, as containing a gross libel on Honorable Members of this House, in breach of the privileges of this House—the said paper was delivered in, and the paragraphs complained of read.
Mr. Greeves then moved, That the statements and reflections now read are a gross libel on Honorable Members of this House, and a breach of its privileges.
Debate ensued.
Mr. Smith moved, That the debate be now adjourned.
Debate ensued.
Question—That this debate be now adjourned—put and resolved in the affirmative.
Question—That this debate be adjourned until Tuesday next—put and resolved in the affirmative.
4. GUNPOWDER BILL.—Mr. McCulloch moved, pursuant to *amended* notice, That the Gunpowder Bill, as amended by the Legislative Council, be printed.
Question—put and resolved in the affirmative.
Ordered—That the amendments be taken into consideration Wednesday, 26th August instant.
5. BALLAARAT GAS COMPANY'S BILL.—The several amendments made by the Select Committee in this Bill having been read, Mr. Humfray moved, That the amendments be now agreed to.
Question—put and resolved in the affirmative.
Ordered—That the said Bill be read a third time Thursday, 27th August instant.
6. BALLAARAT EAST WATER BILL.—On the motion of Mr. Humfray, the Petition from the Chairman and Councillors of the Municipality of Ballaarat East was read by the Clerk.
Mr. Humfray then moved, That the Standing Orders of this House relating to Private Bills be suspended.
Debate ensued.

Question—put.
Assembly divided.

Ayes, 5.
Mr. Aspinall,
Mr. Ireland,
Mr. O'Shanassy,
Mr. Humffray, } *Tellers.*
Mr. Snodgrass, }

Noes, 24.
Mr. Adamson,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Greeves,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Lalor,
Mr. Myles,
Mr. Phelan,
Mr. Quarterman,
Mr. Rutledge,
Mr. Service,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Wood,
Mr. McCulloch, } *Tellers.*
Mr. King, }

And so it passed in the negative.

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

“*Scab Bill—To be further considered in Committee,*” until after the consideration of the Fourth Order for to-day; and

“*County Courts Bill—To be further considered in Committee,*” until Friday, 28th August instant.

8. **CROWN LANDS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Wednesday, 26th August instant.

9. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Ebden, the Assembly ordered that the consideration of the following Order of the Day be discharged from the Paper:—
“*Pensions Bill—Third reading.*”

10. **PENSIONS BILL.**—On the motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill. The Chairman having reported the Bill with a further amendment, the Assembly adopted the same.

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

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

“*An Act for the confirmation of certain Pensions.*”

Question—put and resolved in the affirmative.

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

11. **BELFAST CHURCH OF ENGLAND LANDS ACT AMENDMENT BILL.**—Mr. Speaker having reported that the Clerk had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Rutledge, read a third time and *passed*.

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

“*An Act to amend an Act intituled ‘An Act to enable the Trustees for the time being of certain portions of the Belfast Church of England Lands in the Colony of Victoria to sell certain portions of the said Lands.’*”

Question—put and resolved in the affirmative.

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

Assembly adjourned at seventeen minutes past ten o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 110.

TUESDAY, 25TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Harker presented a Petition from the members of the Sandhurst Chamber of Commerce, in public meeting assembled, praying that the Report of the Select Committee on Railways might be adopted by the House and acted upon as soon as possible.
Petition read by the Clerk and ordered to lie on the Table.
3. EAST BOURKE ELECTION.—Mr. Humfray, from "The Committee of Elections and Qualifications," to which was referred the Petition of William Campbell praying that Townsend McDermott, of Brunswick, in the District of East Bourke, barrister-at-law, a candidate at the election for the said district, held on the 15th day of October, 1856, might be declared to have been guilty of bribery and treating, and of having used undue influence at the election for the Electoral District of East Bourke aforesaid, to inform the House that the Committee had determined—

That the Committee having had under their consideration the Petition of William Campbell, praying that Townsend McDermott, of Brunswick, in the district of East Bourke, barrister-at-law, a candidate at the election for the said district, held on the 15th day of October, 1856, might be declared to have been guilty of bribery and treating, and of having used undue influence at the election for the Electoral District of East Bourke aforesaid—and no evidence having been offered by the Petitioner in support of the Petition—and no satisfactory reason having been assigned for its withdrawal, or for length of time which elapsed prior to the presentation of the letter of withdrawal addressed to the Honorable the Speaker, and received by him 28th July last—declare the Petition to be frivolous and vexatious.

Committee Room,
25th August, 1857.

Read and ordered to be printed.

4. PETITION.—Mr. Grant presented a Petition from certain inhabitants and landholders, and others of Melbourne, Sandridge, Emerald Hill, West St. Kilda, and Brighton, praying the House would see fit to incorporate "*The Brighton and St. Kilda Railway Company*," and to confer upon them such powers and privileges as might be necessary to enable them successfully to prosecute the undertaking which they have projected.
Ordered to lie on the Table.
5. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Twentieth Report from the Printing Committee.
Ordered to be printed.
6. MR. J. SNOWBALL'S COMMITTEE.—Mr. Moore, by leave of the Assembly, moved, That a message be transmitted to the Legislative Council requesting that the Council will give leave to the Honorable George Urquhart, a member of the Council, to attend the Committee on Mr. John Snowball's case, in order to be examined and to give evidence before such Committee.
Question—put and resolved in the affirmative.
7. RAILWAYS.—Captain Clarke moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole, in order to consider the Report from the Select Committee upon Railways.
Mr. Sitwell moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert in their place the words, "the Report be referred back to the Committee for the purpose of inquiring into the propriety of carrying the main trunk line through Castlemaine, with power to take evidence."
Debate ensued.
Amendment by leave withdrawn.
Debate continued.
Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, in order to consider the Report from the Select Committee upon Railways—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress and obtained leave to sit again to-morrow.

8. RAILWAY CROSSINGS PUBLIC STREETS.—Mr. Service moved, pursuant to notice given by Mr. Sargood, That the Petition presented by him Friday, 21st August instant, from the Chairman and Members of the Municipal Council of St. Kilda, be referred to the Committee now sitting on the Melbourne and Suburban and the St. Kilda and Brighton Railway Companies' Bills.

Debate ensued.

Motion by leave withdrawn.

9. ST. KILDA AND BRIGHTON RAILWAY BILL.—Mr. Grant moved, pursuant to notice, That the St. Kilda and Brighton Railway Bill be referred to the Committee now sitting on the Melbourne and Suburban Railway Company's Bill.

Question—put and resolved in the affirmative.

10. CUSTOMS LAW CONSOLIDATION BILL.—Mr. McCulloch, by leave of the Assembly, moved, That a Message be sent to the Legislative Council requesting them to cause the word "on" to be inserted after the word "payable" in the eleventh section of the Customs Law Consolidation Bill, such word having been omitted by a clerical error.

Question—put and resolved in the affirmative.

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

" Standing Orders relating to Private Bills—To be committed," until Tuesday, 1st September next.

" Chinese Resolutions—To be considered in Committee," and

" Estimates—To be further considered in Committee," until Thursday, 27th August instant, and

" Complaint of ' Argus ' Newspaper—Debate to be resumed," until to-morrow. *(To take precedence.)*

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 111.

WEDNESDAY, 26TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor—
 - Death of H.R.H. Duchess of Gloucester.—Copy circular from the Secretary of State, announcing the death of Her Royal Highness the Duchess of Gloucester.
 - Birth of a Princess.—Copy circular from the Secretary of State, announcing the birth of a Princess.
 Severally ordered to lie on the Table.
 Mr. Haines also presented, pursuant to Act of Council 18 Victoria No. 37—

Dunolly	}	Local Court Regulations.
Taradale		

 Severally ordered to be printed.
3. PETITIONS.—Mr. Sladen presented a Petition from the Mayor, Aldermen, and Councillors of the town of Geelong, under the Corporate Seal of the Municipality, asking permission to introduce a Bill intituled "*A Bill to restrict the Boundaries of the Town of Geelong and to make further provision for defining the Wards thereof,*" and that any Standing Orders which might exist in relation to the bringing in of Private Bills might be suspended for that purpose, on payment of the sum of £25 into the Treasury, in accordance therewith.
 - Ordered to lie on the Table.
 - Mr. Harker presented a Petition from certain Inhabitants of Victoria, praying the House to reject a measure so unnecessary and unjust as the Immigration Scheme now before the House.
 - Ordered to lie on the Table.
 - Mr. Horne presented a petition from the Chairman and members of the Municipal Council of the town of Warrnambool, praying the House to cause such a clause as referred to in the Petition to be inserted in the Crown Lands Bill.
 - Ordered to lie on the Table.
 - Mr. O'Brien presented a petition from certain inhabitants of the District of Boroondara, praying the House not to pass the Crown Lands Bill, and to postpone any permanent settlement of the Land question until after the election of an Assembly by the whole body of the people.
 - Petition read by the Clerk, and ordered to lie on the Table.
4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council:—
 - MR. SPEAKER,
 The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to enable the Melbourne and Hobson's Bay Railway Company to raise additional Capital and to extend the provisions of the Acts relating to the Company, and for conferring on the Company additional powers in relation to the undertaking, and for other purposes,*" without any amendment.
 J. F. PALMER.

Legislative Council Chamber,
 Melbourne, 26th August, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to direct the payment of certain Monies into the Consolidated Revenue*," without any amendment.

Legislative Council Chamber,
Melbourne, 26th August, 1857.

J. F. PALMER,
President.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act to regulate the Flagging of Footways in Melbourne*," to which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Melbourne, 26th August, 1857.

J. F. PALMER,
President.

MR. SPEAKER—

The Legislative Council return to the Legislative Assembly a Bill to be intituled "*An Act to enable the Shareholders in a Joint Stock Insurance Company carrying on business in the Colony of Victoria under the name style or title of 'The Colonial Insurance Company,' to sue and be sued in the name of the Chairman for the time being of the Directors of the said Company, and for other purposes*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Melbourne, 25th August, 1857.

J. F. PALMER,
President.

On the motion of Mr. D. S. Campbell, the Assembly ordered that the amendments made by the Legislative Council in this Bill be taken into consideration Tuesday, 1st September next.

5. EMIGRATION BILL.—On the motion of Mr. McCulloch, the House proceeded to take into consideration the amendments made by the Legislative Council in this Bill, and the same having been read as follow:—

- (1) In the title.—Strike out the words "and for other purposes."
- (2) In preamble, line 3.—Strike out the words "and for the other purposes hereinafter mentioned."
- (3) Clause I., line 3.—Insert the word "emigration" after the word "be" and before the word "agent."
- (4) Clause II., line 3.—After the word "Council," insert the words "in the sum of twenty thousand pounds."
- (5) Line 5.—After the word "care" leave out the words "in the sum of ten thousand pounds," and insert the words, "and that he or such agent shall not directly or indirectly receive any fee, perquisite, gratuity, or reward, pecuniary or otherwise, on account of anything done, or omitted to be done, in or in any wise relating to his office or employment."
- (6) Clause III., line 3.—Leave out all the words after the word "care."
- (7) Clause XIX.—To be inserted as Clause IV.
- (8) Clause IV., line 2.—After the word "officers" insert the words "not exceeding three in number."
- (9) Clause V.—Leave out all the words and insert "That no agent for Victoria so appointed as aforesaid or the person nominated in such commission as agent shall be employed by or on behalf of the Colony of Victoria for any other purpose or purposes whatsoever other than the purposes of Emigration Agent, or those necessarily incident to, or arising from, such office or employment."
- (10) Clauses VI., VII., VIII., IX., X., XI., XII., XIII., XIV., XV., XVI., XVII., XVIII., XIX., XX., XXI., of the Bill—leave out.

And the amendments being read a second time—On the motion of Mr. McCulloch, the Assembly ordered that the consideration of the amendments (1) and (2) be postponed until after the consideration of the other amendments.

Mr. McCulloch moved that amendment (3) be agreed to.

Question—put and resolved in the affirmative.

Mr. McCulloch moved that amendment (4) be agreed to.

Question—put and negatived.

Mr. McCulloch moved that amendment (5) be agreed to.

Question—put and negatived.

Mr. McCulloch moved that amendment (6) be agreed to.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 14.
 Mr. C. Campbell,
 Mr. Ebdon,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Haines,
 Mr. Heales,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. McCulloch, } *Tellers.*
 Mr. Snodgrass, }

Noes, 27.
 Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Gavan Duffy,
 Dr. Embling,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Greeves,
 Mr. Horne,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Smith,
 Mr. Ware,
 Mr. Adamson, } *Tellers.*
 Mr. Humffray, }

And so it passed in the negative.

Mr. McCulloch moved that amendment (7) be agreed to.

Question—put and resolved in the affirmative.

Mr. McCulloch moved that amendment (8) be agreed to.

Question—put and resolved in the affirmative.

Mr. McCulloch moved that amendment (9) be agreed to.

Question—put and negated.

Mr. McCulloch moved that amendment (10) be agreed to.

Question—put and negated.

Mr. McCulloch moved that amendments (1) and (2) be disagreed to.

Question—put and resolved in the affirmative.

Mr. McCulloch then moved that the vote of the House on amendment (7) be reconsidered, and that that amendment by the Council be disagreed to.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message informing them that the Legislative Assembly have agreed to the 3rd and 8th amendments, and have disagreed to the 1st, 2nd, 4th, 5th, 6th, 7th, 9th and 10th amendments made by the Legislative Council in that Bill.

6. COMPLAINT OF "ARGUS" NEWSPAPER.—The Order of the Day for the resumption of the debate on this subject having been read, Mr. Service moved that it be discharged from the Paper.

Debate ensued.

Motion, by leave, withdrawn.

The Assembly then ordered that the further consideration of this Order of the Day be postponed until after the consideration of the second Order for to-day.

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

The Chairman reported the Bill with amendments.

On the motion of Mr. Moore, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of the Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same be taken into consideration Wednesday, the 2nd September next.—Bill as amended to be printed.

8. COMPLAINT OF "ARGUS" NEWSPAPER.—The debate on the subject—That the statements and reflections contained in a printed newspaper, dated Friday, 21st August, 1857, printed and published by George Dill, at the *Argus* office, Collins-street, Melbourne, for Wilson and Mackinnon, proprietors, are a gross libel on honorable members of this House, and a breach of its privileges—resumed.

Mr. Grant moved the previous question.

Debate ensued.

Question—That this question be now put—put.
 Assembly divided.

Ayes, 23.
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Harker,
 Mr. Heales,
 Mr. Humffray,
 Mr. Michie,
 Mr. O'Brien,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Ware,
 Mr. Wills,
 Mr. Moore,
 Mr. McCulloch, } *Tellers.*

Noes, 8.
 Mr. Aspinall,
 Mr. Gavan Duffy,
 Mr. Grant,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Snodgrass, } *Tellers.*
 Mr. Wood,

And so it was resolved in the affirmative.

Question—That the statements and reflections contained in a printed newspaper, dated Friday, 21st August, 1857, printed and published by George Dill, at the *Argus* office, Collins-street, Melbourne, for Wilson and Mackinnon, proprietors, are a gross libel on honorable members of this House, and a breach of its privileges—put and resolved in the affirmative.

Mr. Wood then moved, That George Dill, printer of the *Argus*, be ordered to attend at the bar of this House to-morrow.

Debate ensued.

Question—put and negatived.

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

“ *Gold Mining on Private Property Bill—Second reading,*”—until Tuesday, 1st September next; and
 “ *Audit Bill—To be further considered in Committee,*”—until to-morrow.

10. GUNPOWDER BILL.—The House proceeded, according to order, to consider the amendments made by the Legislative Council in this Bill, and the same having been read as follows :—

(1.) Clause VIII., line 2.—Leave out the words “and nine,” insert the words “and four in the afternoon,” after the word “morning.”

Line 4.—Leave out the words “and noon,” insert the words “and four in the afternoon” instead thereof.

(2.) Clause X., line 2.—Leave out the words “and noon,” and insert the words “and four in the afternoon” instead thereof.

(3.) Clause XI., line 2.—Leave out the word “twelve,” insert the word “six” instead thereof.

(4.) Clause XII.—Leave out all the words.

(5.) Clause XVI., line 3.—Leave out the words “one hundred weight,” insert the words “twenty-five pounds.”

(6.) Clause XVII., line 3.—Leave out the words “and ten;” line 4, add the words “and four in the afternoon.”

(7.) Clause XXX., line 2 —Leave out the word “April,” and insert the word “August.”

(8.) Second Schedule, line 1.—Leave out “14,” and insert “100.”

(9.) In second money column.—Leave out “ $\frac{1}{8}$,” insert “1d.”

(10.) Lines “2, 3 and 4” leave out.

(11.) Line 5.—Leave out “112,” insert “100.”

First money column.—Leave out “1s.” insert “6d.”

Second money column.—Leave out “3d.” insert “1d.”

On the motion of Mr. McCulloch, the Assembly agreed to amendments numbered 1 to 6 inclusive.

Mr. McCulloch moved that the amendment No. 7 be amended by inserting the word “October” instead of the word “August.”

Question—put and resolved in the affirmative.

Mr. McCulloch moved that amendment 8 be agreed to.

Question—put and resolved in the affirmative.

Mr. McCulloch moved that amendment 9 be agreed to.

Mr. Fyfe moved that $\frac{1}{2}$ d. be inserted instead of 1d.

Question—That $\frac{1}{2}$ d. be inserted instead of 1d.—put and negatived.

Question—That amendment 9 be agreed to—put and resolved in the affirmative.

Mr. McCulloch moved that amendments 10 and 11 be agreed to.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message informing them that the Assembly have agreed to all the amendments excepting 7, and that they have amended that amendment by inserting the word “October” instead of the word “August,” and desiring the concurrence of the Legislative Council therein.

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

“*Distillation of Spirits Bill—Second reading.*”

12. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 2nd September next :—

“*Powers of Attorney Bill—Adoption of Report.*”

13. RAILWAYS REPORT.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on Railways having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 1st September next.

14. CALL OF THE HOUSE.—Mr. Ebdon moved, by leave of the Assembly, That this House be called over on Thursday, 3rd September next.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 112.

THURSDAY, 27TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr Haines presented, by command of His Excellency the Governor—
National Education.—Fourth Report of the Commissioners of National Education for the Colony of Victoria, for the year 1856.
Ordered to lie on the Table.
- Mr. McCulloch presented, by command of His Excellency the Governor—
Lighthouses.—Further correspondence relative to the Lighthouses on the Australian Coast (in continuation of Papers presented on the 19th December, 1856).
Ordered to lie on the Table.
- Boroondara Road Board.—Return to an Order of the Assembly, dated 12th August, 1857, for Copies of all Correspondence between the Government, the Boroondara Road Board, and the inhabitants of the parish of Boroondara, relative to the formation of the said Board.
Ordered to lie on the Table.
3. PETITION.—Mr. Humffray presented a Petition from Patrick Reid, freeholder and settler on the Upper Plenty, praying the Assembly would cause an enquiry to be made into the validity of the alleged grounds on which the local Government has ignored the award made in this case, and thereupon to decide whether a settlement of the Petitioner's claim should take place in accordance with and in virtue of that award; or, if a re-arbitration be necessary, whether the Government or the Petitioner should sustain the expenses of such an arbitration as the Government demands.
Ordered to lie on the Table.
4. MESSAGE BY THE USHER OF THE LEGISLATIVE COUNCIL :—
MR. SPEAKER,
The Governor desires the immediate attendance of this Honorable House in the Legislative Council.
Accordingly Mr. Speaker, with the House, went to the Legislative Council, and being returned—
Mr. Speaker reported that the House had been at the Legislative Council, when His Excellency was pleased to reserve the following Bill for the signification of Her Majesty's pleasure :—
“ *An Act for the enforcement of Claims against the Crown.*”
And that His Excellency had been pleased to give the Royal Assent to the following Bills :—
“ *An Act to reduce the Fees on registering Friendly Societies.*”
“ *An Act to ratify an exchange of Land between Her Majesty and the Corporation of the City of Melbourne, and for other purposes.*”
“ *An Act to abolish the Property Qualification required by Members of the Legislative Assembly.*”
“ *An Act to consolidate and amend the Laws relating to the Customs.*”
“ *An Act to enable the City of Melbourne Gas and Coke Company to raise the sum of one hundred and fifty thousand pounds by the issue of thirty thousand shares of five pounds each, in addition to their present capital of one hundred thousand pounds, and for other purposes.*”
“ *An Act to amend the Law relating to Gold Coin.*”

5. GOLD FIELDS MANAGEMENT BILL (2°).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again to-morrow.

Ordered that it take precedence of other Orders.

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

“ *Chinese Resolutions*—*To be considered in Committee,*” until to-morrow.

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

“ *Audit Bill*—*To be further considered in Committee,*” until Tuesday, 1st September next; and

“ *Ballaarat Gas Company's Bill*—*Third reading,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 113.

FRIDAY, 28TH AUGUST, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Trade and Customs.—Accounts relating to Trade and Customs.
Ordered to lie on the Table.
Mr. Michie presented—
Geelong Police Magistrate.—Return to an Order of the Assembly, dated 22nd July last, for copies of all correspondence between the Government and Mr. J. M. Main, having reference to the Police Magistrate at Geelong; also for copies of all correspondence between the Government and the Chairman of a public meeting held at Geelong on 27th May last; also for copies of all correspondence between the Government and other parties complaining against the said Police Magistrate.
Ordered to lie on the Table.
Mr. Haines presented, by command of His Excellency the Governor—
Health Officer.—Report for the half year ending 30th June, 1857.
Acts of Council—Royal Assent.—List of Acts of the late Legislative Council of Victoria which have received the Assent of Her Majesty.
Ordered to lie on the Table.
3. ECHUCA BRIDGE BILL.—Mr. Langlands, Chairman, brought up the Report from the Select Committee on this Bill.
Ordered to lie on the Table, and to be taken into consideration Friday, 4th September next.
4. MR. F. McDONALD.—Mr. Lalor moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration of the recommendation contained in the Report from the Select Committee of this Assembly on the Petition of Mr. Farquhar McDonald.
Debate ensued.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee had come to a resolution,
Ordered—That the Report be received Tuesday, 1st September next.
5. SANDRIDGE STREET.—Mr. Smith moved, pursuant to *amended* notice, for a Return of—
 - (1.) Letter from the President of the Board of Land and Works to the Mayor of Melbourne, dated 21st August, 1857, with reference to the Proclamation of a public road from Bay-street, Sandridge, to the south bank of the Yarra, opposite Spencer-street, as applied for by the City Council.
 - (2.) Copy of tracing of said road, as furnished by the City Council.
 - (3.) Copies of all letters and correspondence between the Municipal Council of Emerald Hill and the Government on the above subject.
 - (4.) Copies of all correspondence between the above on the subject of canals, streets, docks, wharfs, or other works intended to be formed on the south side of the Yarra.
 - (5.) Copies of all Plans submitted to the Government by the Municipal Council of Emerald Hill, or by the Government to the same, for Improvements and Works on the south bank of the Yarra, including the continuation of Clarendon-street.
 Question—put and resolved in the affirmative.

6. IMMIGRATION DEPOT.—Dr. Owens moved, pursuant to notice, That as the present condition of the Immigration Depot is in many respects objectionable, the Government take measures for the immediate reformation of that establishment.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 7.
Mr. Blair,
Mr. Brooke,
Mr. Fyfe,
Mr. Grant,
Mr. Hancock,
Mr. Humffray, } *Tellers.*
Dr. Owens,

Noes, 18.
Mr. Adamson,
Mr. Aspinall,
Mr. C. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Greeves,
Mr. Haines,
Mr. Heales,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen, } *Tellers.*
Mr. McCulloch,

And so it passed in the negative.

7. LIBRARY COMMITTEE.—Mr. Haines moved, pursuant to notice —

(1.) That the Library Committee appointed by three several Orders of this House, made on the 3rd day of December, 1856, the 16th day of April, 1857, and the 28th day of May, 1857, respectively, be discharged.

(2.) That the following Members be appointed a Committee of this House to form, with five Members when appointed by the Legislative Council, a Joint Committee, to manage the Library, viz.: Mr. Speaker, Mr. C. Campbell, Mr. Gavan Duffy, Mr. Greeves, and Mr. Griffith.

Question—put and resolved in the affirmative.

8. BOARD OF LAND AND WORKS BILL.—Mr. Moore having, pursuant to notice, moved for, and obtained leave to bring in a Bill to establish a Board of Land and Works, brought up a Bill, intituled "*A Bill to establish a Board of Land and Works,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time, ordered to be printed, and read a second time Wednesday, 2nd September next.

9. SUSPENSION OF STANDING ORDERS.—Mr. Sladen moved, pursuant to notice, That the Standing Orders be suspended, in order that leave may be given for the introduction of a Bill to limit the boundaries of the Town of Geelong, and to make further provision for defining the wards thereof.

Debate ensued.

Motion by leave withdrawn

10. GOLD FIELDS MANAGEMENT BILL (2°).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 1st September next.

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

"*County Courts Bill—To be further considered in Committee,*" and

"*Chinese Resolutions—To be considered in Committee,*" until Friday, 4th September; and

"*Ballaarat Gas Company's Bill—Third reading,*" until Tuesday, 1st September next.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 114.

TUESDAY, 1ST SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced to the Assembly that he had this day received a Return to the Writ he had issued for the election of a Member to serve for the electoral district of West Bourke, and that by the Return endorsed on the Writ, it appeared that Joseph Wilkie, Esq., was duly elected, in pursuance of the said Writ.
3. NEW MEMBER.—Joseph Wilkie, Esq., was then introduced, and having taken the Oath, took his Seat as Member for the electoral district of West Bourke.
4. PAPER.—Mr. Haines presented—
Railways of the United States.—Report to the Lords of the Committee of Privy Council for Trade and Foreign Plantations, on the Railways of the United States, by Captain Douglas Galton, R.E.
Report ordered to be printed.
5. PETITION.—Dr. Owens presented a Petition from certain Miners and others, inhabitants of Sandy Creek, respecting the Chinese Inhabitants of the Colony.
Petition read and ordered to lie on the Table.
6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

HENRY BARKLY,

Message No. 11.

Governor.

The Governor transmits to the Legislative Assembly a further additional Estimate of Expenditure for the year 1857, and recommends an appropriation accordingly.

Government Offices,
Melbourne, 31st August, 1857.

Ordered to be printed and taken into consideration in Committee of Supply.

7. GOLD FIELDS MANAGEMENT BILL—Mr. Humfray moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting his Excellency to cause to be laid on the Table of this House a Return of all the Petitions, Memorials, and other documents objecting to the provisions of the Government new Gold Fields Management Bill, whether emanating from the Local Courts or from the Miners generally, received by the Executive Government; also, those in favor, if any.
Question—put and resolved in the affirmative.
8. CITY OF MELBOURNE AND EMERALD HILL.—Mr. Langlands moved, pursuant to notice, That the correspondence of the Mayor and Corporation of the City of Melbourne and the Municipal Council of Emerald Hill be referred to a Select Committee, to consist of Mr. Griffith, Mr. Adamson, Mr. Harker, Mr. Heales, and the Mover, with power to call for persons and papers, three to form a quorum.
Question—put and resolved in the affirmative.
9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to assimilate and simplify the Oaths of Qualification for Office, and to recognise and establish in Victoria the right of absolute civil equality of all Her Majesty's subjects, irrespective of religious belief,*" without any amendment.

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 27th August, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have given leave to The Honorable George Urquhart "to attend as a witness and give evidence before

the Select Committee of the Legislative Assembly appointed in the present session to consider the Petition of Mr. John Snowball," if he be so willing, as requested by the Message from the Legislative Assembly received on the 26th August.

J. F. PALMER,
President.

Legislative Council Chambers,
Melbourne, 27th August, 1857.

10. MRS. FRANCES MARY ISLES.—Mr. Grant moved, pursuant to *amended* notice, That the Petition of Mrs. Frances Mary Isles, recently presented to the Executive, a copy of which is on the Table of the House, be referred to a Select Committee for consideration and report, with power to send for persons and papers; such Committee to consist of Mr. Haines, Mr. Fellows, Mr. Ireland, Mr. Wood, Mr. D. S. Campbell, and the Mover, three to form a quorum.
Petition read by the Clerk.
Question—put and resolved in the affirmative.
11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Aliens Law Amendment Bill—Second reading,*" until to-morrow; and
" *Standing Orders relating to Private Bills—To be committed,*" and
" *Gold Mining on Private Property Bill—Second reading,*" until Tuesday, 8th September instant.
12. COLONIAL INSURANCE COMPANY'S BILL.—The House, according to order, proceeded to take into consideration the amendments made by the Legislative Council in this Bill, and the same having been read,
Mr. D. S. Campbell moved, That the several amendments made by the Council in this Bill be now agreed to by the Assembly.
Question—put and resolved in the affirmative.
Ordered—That a message be transmitted to the Legislative Council, informing them that the Assembly had agreed to the Amendments made by the Council in this Bill.
13. RAILWAY REPORT.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on Railways having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress and obtained leave to sit again to-morrow.
14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—
" *Estimates—To be further considered in Committee,*"
" *Audit Bill—To be further considered in Committee,*"
" *Gold Fields Management Bill (2^o)—To be further considered in Committee.*"
15. MR. FARQUHAR McDONALD.—Mr. Aspinall reported from the Committee of the whole a resolution which was read as follows :—
That an Address be presented to His Excellency the Governor, praying His Excellency to cause a sum of four hundred and twenty-six pounds to be placed upon the Estimates for the present year, for the purpose of carrying into effect the recommendation of the Select Committee appointed to take into consideration the petition of Mr. Farquhar McDonald.
On the motion of Mr. Lalor, the Assembly adopted the above resolution.
16. BALLAARAT GAS COMPANY'S BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Bill, on the motion of Mr. Humfray, read a third time.
Mr. Humfray moved that in the thirty-first line of clause XIV. the letter "s" be inserted after word "section," the word "respectively" be inserted after word "numbered," and the word and figures "and 91" be inserted after the figures "90."
Question—put and resolved in the affirmative.
Mr. Humfray then moved that the figures "91" be omitted from the thirty-third line of clause XIV., with a view to insert the figures "92" in their stead.
Question—That the figures proposed to be omitted stand part of the clause—put and negatived.
Question—That the figures proposed to be inserted in the place of the figures omitted be so inserted—put and resolved in the affirmative.
Mr. Humfray moved, That this Bill do now pass.
Question—put and resolved in the affirmative.
Mr. Humfray moved that the following be the title of the Bill, "*An Act to incorporate a Company to be called 'The Ballaarat Gas Company' and for other purposes.*"
Question—put and resolved in the affirmative.
Ordered that the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.
 VOTES AND PROCEEDINGS
 OF THE
 LEGISLATIVE ASSEMBLY.

No. 115.

WEDNESDAY, 2ND SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
 Electric Telegraph.—Report of the General Superintendent of the Electric Telegraph upon the advancement and present condition of the department, for the half-year ended 30th June, 1857.
 Ordered to lie on the Table.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments proposed by the Legislative Assembly in the Bill intituled "*An Act to facilitate Leases and Sales of Settled Estates in the Colony of Victoria*," and further acquaint the Legislative Assembly that the words "or other person or persons," proposed for the agreement of the Legislative Assembly, were proposed for insertion in Clause XXI. of the Bill, and not in Clause XXXI. as implied in the Message from the Legislative Assembly on the subject.

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 2nd September, 1857.

MR. SPEAKER,

The Legislative Council request the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present session of Parliament, upon the Bill intituled "*An Act to amend an Act intituled 'An Act to enable the Trustees for the time being of certain portions of the Belfast Church of England Lands in the Colony of Victoria to sell certain portions of the said Lands*," together with the Minutes of Evidence taken before the said Committee.

J. F. PALMER,
 President.

Legislative Council Chambers,
 Melbourne, 2nd September, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly in the amendment made by the Legislative Council in the Bill intituled "*An Act to regulate the Importation, Carriage, and Custody of Gunpowder*."

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 2nd September, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for the Confirmation of certain Pensions*," and to the Bill intituled "*An Act for Regulating Juries*," without any amendment.

J. F. PALMER,
 President.

Legislative Council Chambers,
 Melbourne, 2nd September, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist upon the amendment proposed by the Legislative Council in the thirteenth clause of the Bill intituled "*An Act for the Interpretation of Legislative Enactments and for shortening the Language used therein*," and that they have rectified an apparent omission in the Bill by inserting the words "and sums of money" after the word "fees" in the third line of the ninth clause, in which addition they desire the concurrence of the Legislative Assembly.

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 2nd September, 1857.

On the motion of Mr. Ebden, the Assembly agreed to the insertion of the words "and sums of money" after the word "fees" in the third line of the ninth clause of the last mentioned Bill, and ordered that a Message be sent to the Legislative Council to acquaint them therewith.

4. PETITIONS.—Mr. Sitwell presented a Petition from C. H. Prendergast, styling himself Chairman of the Municipal Council of Castlemaine, praying the House not to pass the Land Bill now before this House without inserting a clause enacting that it should be lawful for the Governor in Council to grant or alienate in fee-simple to the Council of any Municipal District the whole or such portions of unsold lands within said district as to His Excellency in Council might seem fit, subject to such provisions and regulations as the House might direct.

Ordered to lie on the Table.

Mr. Blair presented a Petition from Richard Evans Hill, of Flinders-street, in the City of Melbourne, praying a thorough investigation into the whole circumstances of the case, as set forth in the Petition, not only with the view of obtaining redress for himself, but of setting at rest all doubts and uncertainties as to the validity of sales and conveyances of Crown lands in this Colony for the future.

Ordered to lie on the Table.

Mr. Grant presented a Petition from certain merchants, storekeepers, landed proprietors, miners, and others, inhabitants of the District of Sandhurst, praying that the House would be pleased to carry out the recommendation of the Report of the Select Committee upon Railways with regard to carrying the main line of railway to Sandhurst and the Murray direct from Elphinstone to Harcourt.

Petition read by the Clerk and ordered to lie on the Table.

5. ELECTORAL ACT AMENDMENT BILL COMMITTEE.—Mr. Haines, by leave of the Assembly, moved, That the time for this Committee to bring up their Report be extended until Tuesday, 8th September instant.

Question—put and resolved in the affirmative.

6. CROWN LANDS BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—Mr. Moore moved, "That" the Report from the Committee of the whole on this Bill be now considered.

Mr. Gavan Duffy moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "this Bill be now recommitted."

Debate ensued.

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

Assembly divided.

Ayes, 27.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Griffith,
 Mr. Haines,
 Mr. Henty,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Goodman, } *Tellers.*
 Mr. McCulloch, }

Noes, 20.

Mr. Blair,
 Mr. Gavan Duffy,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Brooke, } *Tellers.*
 Mr. Snodgrass, }

And so it was resolved in the affirmative.

Question—That the Report from the Committee of the whole on this Bill be now considered—put and resolved in the affirmative.

And the Clerk having proceeded to read the amendments made in the Bill, and the amendments in the Preamble having been read, Mr. Moore moved, That the amendments made therein be agreed to.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 32.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Aspinall,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Henty,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wills,
 Mr. McCulloch, } *Tellers.*
 Mr. Heales, }

Noes, 17.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Humffray, } *Tellers.*
 Dr. Owens, }

And so it was resolved in the affirmative.

Clause I. read, and amendments agreed to.

Clause II of the Bill, as reported, read, and amendments agreed to.

Clause III. of the Bill, as reported, read.

Mr. Gavan Duffy moved, That all the words after the word "months," in line 9 of the clause, down to and inclusive of the word "aforesaid," in line 12 of the clause, be omitted.

Debate ensued.

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

Assembly divided.

Ayes, 26.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Embling,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. McCulloch, }

Noes, 17.
 Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Foster,
 Mr. Grant,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Wilkie,
 Mr. Humffray, } *Tellers.*
 Mr. Fyfe, }

And so it was resolved in the affirmative.

Question—That this clause stand part of the Bill—put and resolved in the affirmative.

Clause Mr. McCulloch, } from XVIII. to XXII., and Clause XXIV. of the Bill, as reported, read, and amendments agreed to.

Clause XXV. of the Bill, as reported, read.

Mr. Gavan Duffy moved, as an amendment, That the word "the" before the word "cost" be omitted from the seventh line of this clause, with the view to insert instead thereof the words "two-thirds of the actual."

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

Question—That the amendments made in this clause be agreed to—put and resolved in the affirmative.

Clause XXVI. of the Bill, as reported, read.

Question—That Clause XXVI. of the Bill, as reported, stand part of the Bill—put.

Assembly divided.

Ayes, 26.

Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Snodgrass,
Mr. Ware,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. McCulloch, }

Noes, 12.

Mr. Gavan Duffy,
Mr. Grant,
Mr. Greeves,
Mr. Harker,
Mr. Humffray,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Dr. Owens, } *Tellers.*
Mr. Fyfe, }

And so it was resolved in the affirmative.

Clause XXVII. of the Bill, as reported, read, and amendments agreed to.

Clause XXVIII. of the Bill, as reported, read.

Mr. Greeves moved, That the word "near" be omitted from line 4 of this clause, with a view to insert "within three miles of" instead thereof.

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

Question—That the amendments in this clause be agreed to—put and resolved in the affirmative.

Clauses XXIX. to XXXI. of the Bill, as reported, read, and amendments agreed to.

Clause XXXII. of the Bill, as reported, read.

Mr. Greeves moved, as an amendment, That all the words after the word "be" in the second line of the clause be omitted, with a view to insert instead thereof the words, "devoted for the common use of the landholders of the vicinity as pasture land, subject to rules to be made by the Board."

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

Assembly divided.

Ayes, 19.

Mr. Adamson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Johnson,
Mr. Michie,
Mr. Rutledge,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Ware,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Moore, }

Noes, 12.

Mr. Gavan Duffy,
Mr. Fyfe,
Mr. Greeves,
Mr. Harker,
Mr. Myles,
Mr. O'Brien,
Mr. Phelan,
Mr. Quarterman,
Mr. Smith,
Mr. Wilkie,
Mr. Humffray, } *Tellers.*
Mr. Snodgrass, }

And so it was resolved in the affirmative.

Question—That the amendments in this clause be agreed to—put and resolved in the affirmative.

Clauses from XXXIII. to XXXVII. of the Bill, as reported, read, and amendments agreed to. Clause XXXVIII. of the Bill, as reported, read.

Mr. Humfray moved, as an amendment, That the word “thirty” in the fourth line of this clause be omitted with a view to insert the word “ten” instead thereof.

Question—That the word proposed to be omitted stand part of the clause—put. Assembly divided.

Ayes, 23.
 Mr. Adamson,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fyfe,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Johnson,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Myles,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. C. Campbell, } *Tellers.*
 Mr. Moore,

Noes, 7.
 Mr. Gavan Duffy,
 Mr. Harker,
 Mr. O'Brien,
 Mr. Phelan,
 Mr. Wilkie,
 Mr. Humfray, } *Tellers.*
 Mr. Snodgrass,

And so it was resolved in the affirmative.

Mr. Humfray moved, as a further amendment, That the words “not exceeding 640 acres in any one lease” be inserted in the fifth line of the above clause, after the word “land.”

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

Assembly divided.

Ayes, 4.
 Mr. Myles,
 Mr. Snodgrass,
 Mr. Humfray, } *Tellers.*
 Mr. Fyfe,

Noes, 23.
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Mr. Griffith,
 Mr. Heales,
 Mr. Johnson,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Adamson, } *Tellers.*
 Mr. McCulloch,

And so it passed in the negative.

Mr. Humfray moved, That the following words be inserted in the thirteenth line of this clause, after the word “work,” viz., “or fail to pay the rent for the period of one year.”

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

Mr. Snodgrass moved, as an amendment, That the following words be inserted in the 15th line of the above clause after the word “void,” viz., “provided that no such land shall be offered as above unless a full and ample description of such land offered for lease be published in the *Government Gazette* at least one month before such auction, together with a report and description of the same by the Government Geologist for the time being—and.”

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

Question—That the amendments in Clause XXXVIII. of the Bill, as reported, be now agreed to—put and resolved in the affirmative.

Clauses XXXIX. to XLI., and Clauses XLIII. and XLIV. read, and amendments agreed to. Clause XLV. of the Bill, as reported, read.

Mr. Smith moved, as an amendment, That the words from “Worship,” in the second line of the clause, to “to,” in the third line of the clause, be omitted.

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

Question—That the amendments in Clause XLV. of the Bill, as reported, be now agreed to—put and resolved in the affirmative.

Clauses XLVI. and XLVII., and from XLIX. to LVI., and from LVIII. to LX., and from LXII. to LXIV., and from LXVI. to LXVIII. of the Bill, as reported, read, and amendments agreed to.

Schedules 2 and 5 read, and amendments agreed to.

Schedule 6 read.

Mr. Service moved, as an amendment, That the following words be added to this Schedule, “subject to the provisions contained in the said Act.”

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

Question—That the amendments in this Schedule be agreed to—put and resolved in the affirmative.

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

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

MR. SPEAKER,

The Legislative Council requests that the Legislative Assembly will concur with the Legislative Council in empowering the Joint Refreshment Rooms Committee to manage the Stables attached to the Parliament Houses.

Legislative Council Chamber,
Melbourne, 2nd September, 1857.

J. F. PALMER,
President.

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

“*Railway Report—To be further considered in Committee,*”

“*Board of Land and Works Bill—Second reading,*”

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

“*Audit Bill—To be further considered in Committee,*”

“*Gold Fields Management Bill (2^o)—To be further considered in Committee,*” until to-morrow.

“*Powers of Attorney Bill—Adoption of Report,*” until Wednesday, 9th September instant; and

“*Aliens Law Amendment Bill—Second reading,*” until Tuesday, 8th September instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 116.

THURSDAY, 3RD SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. REFRESHMENT ROOMS.—Mr. Ebden, by leave of the Assembly, moved, That the request contained in the Message from the Legislative Council, to empower the Joint Refreshment Rooms Committee to manage the stables attached to the Parliament Houses, be complied with.
Question—put and resolved in the affirmative.
Ordered—That a Message be transmitted to the Legislative Council to inform the Council that the Assembly have complied with their request.
3. PETITION.—Dr. Evans presented a Petition from certain inhabitants of the Upper District of Gipps Land (exclusive of the Nicholson and Omeo Gold Fields), praying the House would pass no Bill which does not constitute the unalienated Crown Lands free to the people for pasturage, and that the land might be open for selection in lots varying from five acres to two hundred acres, at a price previously ascertained by competent persons, that deferred payments by *bona fide* agriculturists be allowed, and that all water frontages be reserved as easements common to the whole community.
Ordered to lie on the Table.
4. BELFAST CHURCH OF ENGLAND LANDS ACT AMENDMENT BILL.—Mr. Rutledge, by leave of the Assembly, moved, That the request contained in the Message from the Legislative Council, that copies of the report and proceedings from the Select Committee of the Assembly on this Bill, together with the minutes of evidence taken before the said Committee, might be communicated to the Council, be complied with.
Question—put and resolved in the affirmative.
Ordered—That a Message be transmitted to the Legislative Council, forwarding copies of such report and minutes of evidence.
5. PETITION.—Mr. Baragwanath presented a Petition from certain miners, storekeepers and others, residents on the McIvor Gold Fields, praying the House to take under its serious consideration the statements set forth in the Petition, and at the earliest opportunity to enact a law to exclude the Chinese from the Colony.
Ordered to lie on the Table.
6. SUSPENSION OF STANDING ORDER.—Mr. Ireland moved, That Standing Order No. XXXVII. be suspended, in order that he might give notice of a motion on the third reading of the Crown Lands Bill this day.
Question—put and resolved in the affirmative.
7. SUSPENSION OF STANDING ORDER.—Mr. Brooke moved that the Standing Order No. XXXVII. be suspended, in order that he might give notice of a motion on the third reading of the State Aid to Religion Bill this day.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 21.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Dr. Evans,
Mr. Grant,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Humfray,
Mr. Johnson,
Mr. Ireland,

Noes, 26.

Mr. Adamson,
Capt. Anderson,
Mr. Baragwanath,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Findlay,
Mr. Foster,
Mr. Goodman,
Mr. Greeves,

Ayes—*continued.*

Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Sargood,
 Mr. Wilkie,
 Mr. Service, } *Tellers.*
 Dr. Embling, }

Noes—*continued.*

Mr. Griffith,
 Mr. Haines,
 Mr. Henty,
 Mr. Moore,
 Mr. O'Brien,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. McCulloch, } *Tellers.*
 Mr. Hughes, }

And so it passed in the negative.

8. **SUSPENSION OF STANDING ORDER.**—Mr. Humffray moved, That Standing Order No. XXXVII. be suspended, in order that he might give notice of a motion on the third reading of the Crown Lands Bill this day.

Question—put.

Assembly divided.

Ayes, 21.

Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Heales,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Service,
 Mr. Wilkie,
 Mr. Snodgrass, } *Tellers.*
 Mr. Humffray, }

Noes, 23.

Capt. Anderson,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Harker,
 Mr. Henty,
 Mr. Johnson,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Smith,
 Mr. Ware,
 Mr. Adamson, } *Tellers.*
 Mr. Moore, }

And so it passed in the negative.

- 9). **PRINTING COMMITTEE.**—Mr. Hughes, on behalf of Mr. Speaker, Chairman of the Printing Committee, brought up the Twenty-first Report from the Committee.
 Ordered to be printed.

10. **CROWN LANDS BILL.**—Mr. Speaker having reported that the Chairman of Committees and Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported with its amendments, and as further amended on the consideration of the Report—Mr. Moore moved, That this Bill be "now" read a third "time."

Debate ensued.

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

Debate ensued.

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

Assembly divided.

Ayes, 30.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Griffith,

Noes, 23.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,

Ayes—*continued.*

Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, }
 Mr. McCulloch, } *Tellers.*

And so it was resolved in the affirmative.

Question—That this Bill be now read a third time—put.
 Assembly divided.

Ayes, 30.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebdon,
 Dr. Embling,
 Mr. Findlay,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, }
 Mr. McCulloch, } *Tellers.*

And so it passed in the affirmative.

Bill read a third time.

Mr. Ireland moved, That Clause XLI. of this Bill be omitted, with a view to insert instead thereof the words "Notwithstanding anything in this Act contained the Legislature may from time to time amend alter or repeal the whole or any part of the provisions of this Act so as to authorise the alienation or disposition in fee simple or for any lesser estate or interest of the whole or any part of the lands comprised in any run or the granting by license or otherwise of any easement over the same for any purpose of public policy and to alter the terms and conditions provided by this Act in relation to the resumption of such lands by the Governor in Council or to substitute such new terms and conditions in lieu of those already provided as may be deemed advisable for effecting the purposes aforesaid."

And the House having continued to sit till after twelve o'clock,

FRIDAY, 4TH SEPTEMBER, 1857.

Debate ensued.

Question—That Clause XLI., proposed to be omitted, stand part of the Bill—put.

Noes—*continued.*

Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Syme,
 Mr. Wilkie,
 Mr. Wood,
 Mr. Snodgrass, }
 Mr. Humfray, } *Tellers.*

Noes, 23.

Mr. Aspinall,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Syme,
 Mr. Wilkie,
 Mr. Wood,
 Mr. Humfray, }
 Mr. Snodgrass, } *Tellers.*

Assembly divided.

Ayes, 28.
 Mr. Adamson,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. C. Campbell, }

Noes, 17.
 Mr. Aspinall,
 Mr. Blair,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Ireland,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Syme,
 Mr. Wilkie,
 Mr. Humffray, } *Tellers.*
 Mr. Brooke, }

And so it was resolved in the affirmative.

Mr. Greeves moved, That the following words be added to Clause I. of the Bill, viz., "Provided further no grant of land made either before or after the passing hereof shall convey or be held to have conveyed any gold or silver or ore thereof respectively contained therein."

Debate ensued.

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

Question—that this Bill do now pass—put.

Assembly divided.

Ayes, 26.
 Mr. Adamson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. Moore, }

Noes, 11.
 Mr. Blair,
 Mr. Brooke,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Syme,
 Mr. Humffray, } *Tellers.*
 Mr. Wilkie, }

And so it was resolved in the affirmative.

Mr. Moore moved that the following be the Title of the Bill :—

"An Act to regulate the Sale and Occupation of Crown Lands."

Question—put and resolved in the affirmative.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Michie moved, That the consideration of the following Orders of the day be postponed until Wednesday, 9th September instant :—

“ *State Aid to Religion Bill—House to be called* ”

“ *State Aid to Religion Bill—Third reading.* ”

Debate ensued.

Question—put.

Assembly divided.

Ayes, 22.

Mr. Aspinall,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. Ebden,
Mr. Fyfe,
Mr. Haines,
Mr. Humffray,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Mr. Sargood,
Mr. Service,
Mr. Syme,
Mr. Goodman, } *Tellers.*
Mr. Heales, }

Noes, 15.

Mr. Adamson,
Mr. Davis,
Mr. Foster,
Mr. Greeves,
Mr. Griffith,
Mr. Hancock,
Mr. Henty,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. D. S. Campbell, } *Tellers.*
Mr. Sladen, }

And so it was resolved in the affirmative.

The Assembly ordered that the consideration of the following Orders of the Day be postponed until this afternoon :—

“ *Railway Report—To be further considered in Committee.* ”

“ *Board of Land and Works Bill—Second reading.* ”

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

“ *Audit Bill—To be further considered in Committee.* ”

“ *Gold Fields Management Bill (2^o)—To be further considered in Committee.* ”

Assembly adjourned at half-past one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 117.

FRIDAY, 4TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. QUEEN'S WHARF.—Mr. Service moved, pursuant to amended notice, That the House will, upon Tuesday next, resolve itself into a Committee for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that a sum of money may be placed on the Estimates for the repair of the approach to the Queen's Wharf from King-street, and the frontage of the river extending from Cole's Wharf to the basin below the Falls.
Debate ensued.
Motion, by leave, withdrawn.
3. GEELONG AND MELBOURNE RAILWAY ACT AMENDMENT BILL.—Mr. Fyfe moved, pursuant to notice, That this Bill be "now" read a second "time."
Mr. Ireland moved, That the word "now" be omitted, and the words "this day six months" be added after the word "time."
Debate ensued.
Mr. Fyfe moved, That the further debate be now adjourned until Tuesday, 8th September instant.
Question—put and resolved in the affirmative.
4. MR. R. E. HILL.—Mr. Blair moved, pursuant to notice, for the production of any papers that may be in the Surveyor General's Department relating to the cancelling by the Government of the sale of an allotment of land in the township of Castlemaine, as referred to in the Petition of Richard Evans Hill, presented to the House on the 2nd September.
Question—put and resolved in the affirmative.
5. BOROONDARA ROAD DISTRICT.—Mr. O'Brien moved, pursuant to notice, That the correspondence laid on the Table of the House between the Government and the Boroondara Road Board be printed.
Question—put and negatived.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
 - "*Echuca Bridge Bill—Adoption of Report,*" until Tuesday, 8th September instant;
 - "*County Courts Bill—To be further considered in Committee,*" until Friday, 11th September instant;
 - "*Chinese Resolutions—To be considered in Committee,*" until Wednesday, 9th September instant;
 - "*Railway Report—To be further considered in Committee,*" until Tuesday, 8th September instant, to take precedence of other Orders on that day;
 - "*Board of Land and Works Bill—Second reading,*" until Wednesday, 9th September instant;
 - "*Estimates—To be further considered in Committee,*" and
 - "*Audit Bill—To be further considered in Committee,*" until Tuesday, 8th September instant; and
 - "*Gold Fields Management Bill (2°)—To be further considered in Committee,*" until Thursday, 10th September instant.

Assembly adjourned at ten minutes past six o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 118.

TUESDAY, 8TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Service presented a Petition from the Chairman and Councillors of the Municipality of St. Kilda, praying that they may be heard by counsel, or by their chairman or agent, against the preamble of the St. Kilda and Brighton Railway Bill, before the said Committee proceed to the adoption of any resolution thereupon.
Petition ordered to lie on the Table.
Mr. Brooke presented a Petition from John Rafferty, residing in Melbourne, praying the House to consider the Petition, and to order the inquiry as craved.
Ordered to lie on the Table.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the sixth Order for to-day :—
“ *Railway Report—To be further considered in Committee.*”
“ *Standing Orders relating to Private Bills—To be committed.*”
“ *Gold Mining on Private Property Bill—Second reading.*”
“ *Aliens Law Amendment Bill—Second reading.*”
4. GEELONG AND MELBOURNE RAILWAY ACT AMENDMENT BILL.—The adjourned debate on the motion, That this Bill be “now” read a second “time,” and on the amendment, That the word “now” be omitted, and the words “this day six months” be added after the word “time”—resumed.
Question—That the word proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 15.

Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Goodman,
Mr. Haiñes,
Mr. Hancock,
Mr. Humffray,
Mr. Michie,
Mr. Moore,
Mr. O'Shanassy,
Mr. Quarterman,
Mr. Wills,
Mr. D. S. Campbell, } *Tellers.*
Mr. Fyfe, }

Noes, 15.

Mr. Aspinall,
Mr. Greeves,
Mr. Griffith,
Mr. Harker,
Mr. Ireland,
Mr. Lalor,
Mr. Langlands,
Mr. Phelan,
Mr. Service,
Mr. Sitwell,
Mr. Smith,
Mr. Snodgrass,
Mr. Wood,
Mr. Heales, } *Tellers.*
Mr. Ricardo, }

And the Tellers having declared the numbers for the Ayes and for the Noes to be respectively 15, or equal, Mr. Speaker gave his vote for the Ayes, and declared the question to be resolved in the affirmative.

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

Ayes, 15.
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Ebdon,
 Mr. Fyfe,
 Mr. Goodman,
 Mr. Haines,
 Mr. Hancock,
 Mr. Humffray,
 Mr. Michie,
 Mr. O'Shanassy,
 Mr. Quarterman,
 Mr. Wills,
 Capt. Clarke, } *Tellers.*
 Mr. Moore, }

Noes, 16.
 Mr. Aspinall,
 Mr. Blair,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Harker,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Phelan,
 Mr. Service,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Wood,
 Mr. Heales, } *Tellers.*
 Mr. Ricardo, }

And so it passed in the negative.

5. ECHUCA BRIDGE BILL.—The House proceeded according to order to take into consideration the Report from the Select Committee on this Bill, and the several amendments made therein having been read, the Assembly agreed thereto, and ordered the Bill to be read a third time Friday, 11th September instant.
6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request the Legislative Assembly to authorise the Standing Orders Committee of the Legislative Assembly to confer with the Standing Orders Committee of the Legislative Council on the subject of typographical errors in Bills.

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 8th September, 1857.

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, appointed in the present Session of Parliament, on the Bill intituled "*An Act to incorporate a Company to be called 'The Ballarat Gas Company' and for other purposes,*" together with the Minutes of Evidence taken before the said Committee.

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 8th September, 1857.

On the motion of Mr. Humffray, the Assembly ordered that the request of the Legislative Council, that copies of the Report and Proceedings from the Select Committee on this Bill, together with the Minutes of the Evidence taken before the said Committee, might be communicated to the Legislative Council, be complied with.

7. RAILWAY REPORT.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on Railways having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again to-morrow.

8. ALIENS LAW AMENDMENT BILL.—Mr. Snodgrass moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.

Bill read a second time, and ordered to be committed Friday, 11th September instant.

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

"*Standing Orders relating to Private Bills—To be committed,*" and
 "*Gold Mining on Private Property Bill—Second reading,*" until Tuesday, 15th September instant; and

"*Estimates—To be further considered in Committee,*" and
 "*Audit Bill—To be further considered in Committee,*" until to-morrow.

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

FRAN^s. MURPHY,
 Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 119.

WEDNESDAY, 9TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Haines presented by command of His Excellency the Governor—
 - Federation of the Australian Colonies.—Copy Despatch from the Secretary of State, enclosing correspondence on the establishment of institutions of a federal character.
 - Ordered to lie on the Table.
 - Restoration of Peace.—Copy Despatch from the Secretary of State, acknowledging receipt of Address from Legislative Assembly on the Restoration of Peace.
 - Ordered to be printed.
 - Mr. Haines also presented, pursuant to Act of Council 18 Victoria, No. 37—

Avoca	}	Local Court Regulations.
Heathcote		
Yackandandah		
Waranga		
 - Ordered to be printed.
 - Mr. Haines also presented—
 - Gold Fields Management Bill.—Return to an Address of the Legislative Assembly dated 1st September, 1857, for a Return of all the Petitions, Memorials, and other documents objecting to the provisions of the Government New Gold Fields Management Bill, whether emanating from the Local Courts or from the miners generally, received by the Executive Government; also, those in favor, if any.
 - Ordered to lie on the Table.
 - Election Returns.—Return to an Order of the Legislative Assembly, dated 6th August, 1857, for—
 - A Return of all the elections for the Assembly which have taken place under the New Constitution; such Return to shew the date of each election, the name of the district, the names of the candidates and of the elected member or members, the number of electors on the roll for each district, the number of adult males in such district, the number of polling places for each district, the name of the returning officer, the amount of the expenses charged by and paid to each returning officer for each election, and the amount of expense (if any) incurred by the Government otherwise than through the returning officer.
 - Ordered to lie on the Table.
3. PETITIONS.—Mr. Humfray presented a Petition from Michael Joseph McCulla, late of the town of Kilmore, auctioneer, praying the House would cause inquiry to be made into the following circumstances :—
 - 1st. Why the land at Sugar Loaf Creek, recommended and agreed to be reserved as a township, was sold as country lots?
 - 2nd. Why Lot 48, parish of Lowry, portion A, county of Dalhousie, was sold without notice, after public intimation had been given of its withdrawal from sale?
 - 3rd. Why said Lot No. 48 was not sold in the customary manner, subject to compensation for improvements in favor of licensed occupant?
 Petition ordered to lie on the Table.

Mr. Lalor presented a Petition from certain Chinese against the imposition of the proposed license fee.

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

Mr. D. S. Campbell presented a Petition from the Municipal Council of Richmond, under the Corporate Seal of the Municipality, praying they might be heard by counsel or agent, before the Select Committee to which the proposed Bill of the Melbourne and Suburban Railway has been referred, in order to protect the interests of the Municipality of Richmond, and, if necessary, in opposition to such Bill.

Ordered to lie on the Table.

4. **FEDERATION COMMITTEE.**—Mr. Gavan Duffy Chairman, brought up the Report from this Committee.

Ordered to lie on the Table, and together with the proceedings of the Committee, to be printed.

5. **CALL OF THE HOUSE.**—The Order of the Day for the Call of the House being read, Ordered—That the House be called over.

Ordered—That the Serjeant at Arms do go to the places adjacent and summon the Members there to attend the service of the House; and he went accordingly, and being returned the House was called over, and all the Members appeared with the following exceptions, Mr. Read, Mr. Rutledge, Mr. Ware, Mr. Fellows, Dr. Evans, Mr. Hancock, Mr. Ireland, Mr. Wood, Mr. Syme, Capt. Anderson, Mr. King, and Mr. Baragwanath, whose names were taken down by the Clerk. And these Members being again called, they all appeared with the exception of Mr. Read, Mr. Rutledge, Mr. Ware, Dr. Evans, Mr. King, and Mr. Baragwanath, who were severally excused.

6. **STATE AID TO RELIGION BILL.**—The Order of the Day for the third reading of this Bill having been read, Mr. Michie moved, That the Bill “be” now read a third time.

Mr. Brooke moved, as an amendment, That all the words after the word “be” be omitted with a view to insert the words “now re-committed” instead thereof.

Debate ensued.

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

Assembly divided.

Ayes, 21.	
Mr. Adamson,	
Mr. C. Campbell,	
Mr. D. S. Campbell,	
Capt. Clarke,	
Mr. Davis,	
Mr. Findlay,	
Mr. Goodman,	
Mr. Griffith,	
Mr. Henty,	
Mr. Horne,	
Mr. Hughes,	
Mr. Michie,	
Mr. O'Brien,	
Mr. Quarterman,	
Mr. Sitwell,	
Mr. Sladen,	
Mr. Smith,	
Mr. Snodgrass,	
Mr. Wills,	
Capt. Anderson,	} <i>Tellers.</i>
Mr. Foster,	

Noes, 26.	
Mr. Beaver,	
Mr. Blair,	
Mr. Brooke,	
Mr. Gavan Duffy,	
Mr. Ebdon,	
Mr. Fyfe,	
Mr. Grant,	
Mr. Greeves,	
Mr. Haines,	
Mr. Harker,	
Mr. Heales,	
Mr. Humfray,	
Mr. Johnson,	
Mr. Lalor,	
Mr. Langlands,	
Mr. McCulloch,	
Mr. Myles,	
Mr. O'Shanassy,	
Dr. Owens,	
Mr. Phelan,	
Mr. Ricardo,	
Mr. Sargood,	
Mr. Service,	
Mr. Wilkie,	
Dr. Embling,	} <i>Tellers.</i>
Mr. Moore,	

And so it passed in the negative.

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

Question—That this Bill be now re-committed—put and resolved in the affirmative.

Question—That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the re-consideration of this Bill—put and resolved in the affirmative.

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

The Chairman reported the Bill without any further amendment.

On the motion of Mr. Blair, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman reported the Bill with further amendments.

7. SUSPENSION OF STANDING ORDERS.—Mr. Michie moved, That the Standing Orders relating to the passing of Bills be suspended.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 43.

Mr. Adamson,
 Capt. Anderson,
 Mr. Aspinall,
 Mr. Beaver,
 Mr. Blair,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Grant,
 Mr. Griffith,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Heales,
 Mr. Henty,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humfray,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Brien,
 Dr. Owens,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Ricardo,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Foster,
 Mr. McCulloch, } *Tellers.*

Noes, 5.

Mr. Gavan Duffy,
 Mr. Fyfe,
 Mr. O'Shanassy,
 Mr. Brooke, } *Tellers.*
 Mr. Greeves, }

And so it was resolved in the affirmative.

8. STATE AID TO RELIGION BILL.—On the motion of Mr. Michie the Assembly adopted the Report from the Committee of the whole upon this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Mr. Michie moved, That this Bill be now read a third time.

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

Assembly divided.

Ayes, 33.

Mr. Aspinall,
 Mr. Beaver,
 Mr. Blair,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fyfe,
 Mr. Goodman,
 Mr. Grant,
 Mr. Greeves,

Noes, 16.

Mr. Adamson,
 Mr. C. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Findlay,
 Mr. Foster,
 Mr. Griffith,
 Mr. Henty,
 Mr. Hughes,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Sitwell,

Ayes—*continued.*

Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Sargood,
 Mr. Service,
 Mr. Moore,)
 Mr. Wills,
 Mr. Heales, } *Tellers.*
 Mr. Moore, }

Noes—*continued.*

Mr. Sladen,
 Mr. Smith,
 Capt. Anderson, } *Tellers.*
 Mr. Snodgrass, }

And so it was resolved in the affirmative.

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

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

“ *An Act to abolish State Aid to Religion.*”

Question—put and resolved in the affirmative.

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

9. POSTPONEMENT OF ORDER OF THE DAY.—Mr. Greeves moved, That the consideration of the third Order of the Day be postponed until after the consideration of the fourth Order for to-day.

Question—put and negatived.

10. BOARD OF LAND AND WORKS BILL.—Mr. Moore moved, That this Bill be now read a second time.

Debate ensued.

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

On the motion of Mr. Moore, the Assembly ordered that the Bill be committed to a Committee of the whole House.

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

The Chairman reported progress, and obtained leave to sit again Tuesday, 15th September instant.

11. RAILWAY REPORT.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on Railways having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve o'clock,

THURSDAY, 10TH SEPTEMBER, 1857.

The Chairman reported progress, and obtained leave to sit again this day.

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

“ *Chinese Resolutions—To be considered in Committee,*” until Wednesday, 16th instant.

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

“ *Audit Bill—To be further considered in Committee,*” until this day; and

“ *Powers of Attorney Bill—Adoption of Report,*” until Wednesday, 16th instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 120.

THURSDAY, 10TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. PETITION.—Mr. Syme presented a Petition from certain storekeepers, miners, and others, resident in the township of Maldon and the district of Tarrangower, praying the House to reject the Gold Fields Bill and the Bill for mining on Private Lands, and cause to be introduced in their stead, a Bill to continue the existence of the Local Courts, increasing their jurisdiction, appointing paid officers to carry out their decisions, and providing a speedy and inexpensive mode of appeal from the decision of the Warden and of the said Courts; and a Bill to enable the miner to enter upon and search for gold on private land on payment of a reasonable compensation to the proprietor, such compensation to be paid in the first place from the General Revenue of the Colony, and recoverable by assessment on the claims of the miners working thereon through the agency of the Local Court and Warden, and to cause disputes between miners and landed proprietors to be speedily and equitably settled.
Ordered to lie on the Table.
 3. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the twenty-second Report from the Committee.
Ordered to lie on the Table and be printed.
 4. GOLD FIELDS MANAGEMENT BILL (2^o).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress and obtained leave to sit again Wednesday, 16th September instant.
 12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 - “ *Railway Report*—*To be further considered in Committee,*” until Tuesday, 15th September instant, to take precedence;
 - “ *Estimates*—*To be further considered in Committee,*” and
 - “ *Audit Bill*—*To be further considered in Committee,*” until Tuesday, 15th September instant.
- Assembly adjourned at fifteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 121.

FRIDAY, 11TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Moore, by command of His Excellency the Governor, presented—
Crown Lands alienated.—Return of all lands offered for sale and alienated from the Crown within the Colony of Victoria from 1st January to the 30th June, 1857, specifying that offered for sale, that withdrawn from sale, that for which no offer was made, that forfeited, that sold at auction, and that alienated by selection and under pre-emptive right.
Ordered to lie on the Table.
3. PENAL DISCIPLINE.—Mr. Wills, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and to be printed, together with the Minutes of Evidence and Proceedings of the Committee.
4. MR. HENRY MATSON.—Mr. Horne moved, pursuant to *amended* notice, That a Select Committee be appointed, consisting of the following Members, viz., Mr. Davis, Mr. Greeves, Mr. Goodman, the Honorable the Treasurer, Mr. Wills, Mr. Heales, Mr. Service, and Mr. Horne, to examine into the claims of Henry Matson to compensation for certain losses sustained by the Government refusing to allow him, under the law then in force, to purchase certain lands; and also for the resumption of the land held under a squatting license by that gentleman, with power to call for persons and papers. Three to form a Quorum.
Question—put and resolved in the affirmative.
5. COUNTY COURTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported the Bill with amendments.
On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 15th September instant.—Bill, as amended, to be printed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
“*Echuca Bridge Bill—Third reading,*” until Tuesday, 15th September instant; and
“*Aliens Law Amendment Bill—To be committed,*” until Friday, 18th September instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 122.

TUESDAY, 15TH SEPTEMBER, 1857.

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

2. PAPERS.—Mr. Haines presented—

Mr. D. D. Chambers.—Return to an Order of the Assembly, dated 30th June last, for copies of the following papers, viz. :—

January 28.—Report of the Board appointed to investigate the case of Mr. Chambers and Mr. Evans, and letter accompanying same from Mr. Chambers to Mr. C. J. Griffith, Chairman of the Board.

Also, Report of the first Board, and Evidence taken before them.

Correspondence afterwards between Mr. Chambers and the Government, viz. :—

February 24.—Letter from Mr. Chambers to Chief Secretary, asking for a decision on the Report.

March 14.—Letter from Chief Secretary to Mr. Chambers, stating the decision of the Government.

March 14.—Letter from Mr. Chambers to Chief Secretary, asking for a copy of the Report.

March 21.—Letter from Mr. Chambers to Chief Secretary, respecting same.

March 23.—Letter from Chief Secretary to Mr. Chambers, informing him he might peruse the Report.

March 27.—Letter from Mr. Chambers to the Chief Secretary, requesting a re-consideration of the decision.

April 9.—Letter from Chief Secretary to Mr. Chambers in reply.

April 13.—Letter from Mr. Chambers to the Chief Commissioner of Police.

April 16.—Letter from Chief Commissioner of Police to Mr. Chambers.

April 23.—Letter from Mr. Chambers to the Chief Secretary, stating he held himself in readiness to undertake any suitable employment.

June 5.—Letter from Mr. Chambers to the Chief Secretary, to the same effect.

June 20.—Letter from Chief Secretary to Mr. Chambers, replying thereto.

Ordered to lie on the Table.

Mr. McCulloch presented—

Immigrants Fund.—Return to an Order of the Assembly, dated 28th July, 1857, for an account of all moneys levied and received under the Acts to regulate the conveyance of passengers to the Colony of Victoria; giving details of the expenditure of the same from the 1st October, 1853, to the 30th June, 1857, with particulars of the cost of management of the "Immigrants' Fund;" also of the Sanatorium, specifying the number of officers and servants employed, and the average or total number of inmates. Likewise an account of the sums disbursed for the relief of destitute immigrants, with the number relieved, and the channel through which relief was conveyed; also a statement of the balance now in the hands of the Treasurer.

Ordered to lie on the Table.

3. MR. G. H. F. WEBB.—Mr. Humffray, Chairman, brought up a Report from the Committee of Elections and Qualifications in the matter of the Petition of Mr. G. H. F. Webb.

Report read—Ordered to be printed, and taken into consideration Tuesday, 22nd September instant.

4. STANDING ORDERS COMMITTEE.—Mr. Haines, by leave of the Assembly, moved, That the Standing Orders Committee of the Legislative Assembly have power to confer with the Standing Orders Committee of the Legislative Council on the subject of typographical Errors in Bills, and that a Message be transmitted to the Legislative Council informing them thereof.

Question—put and resolved in the affirmative.

5. IMPORTS OF GRAIN, &c.—Mr. Wills moved, pursuant to notice, for a Return of all Grain, Flour, Hay, Butter, and Cheese, imported by sea during the past twelve months.
Question—put and resolved in the affirmative.

6. DREDGE PUNTS.—Mr. Service moved, pursuant to notice, That in the opinion of this House, it is desirable that the soil raised from the bottom of the river by the River Dredge Punts should be deposited on the low lands bordering on the Yarra.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.

Mr. Aspinall,
Capt. Clarke,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Fellows,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Hancock,
Mr. Heales,
Mr. Humffray,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Phelan,
Mr. Wood,
Mr. Service, } *Tellers.*
Mr. McCulloch, }

Noes, 15.

Mr. Blair,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Foster,
Mr. Harker,
Mr. Horne,
Mr. O'Shanassy,
Dr. Owens,
Mr. Quarterman,
Mr. Sargood,
Mr. Wilkie,
Mr. Wills,
Mr. Hughes, } *Tellers.*
Mr. Fyfe, }

And so it was resolved in the affirmative.

7. FEDERAL UNION OF THE AUSTRALIAN COLONIES.—Mr. Gavan Duffy having proceeded, pursuant to notice, to move the adoption of the Report from the Select Committee of this Assembly on the Federation of the Australian Colonies—

Mr. Michie moved, That the following words be omitted from the second proposition contained in such Report, viz. : the word "either" in the second line thereof, and the words "or directly to the people, or to both as may be determined" in the third and fourth lines thereof.

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

Mr. Gavan Duffy then moved, That an Address be presented to His Excellency the Governor praying that he may communicate with the Governors of the Colonies of New South Wales, South Australia, and Tasmania, requesting them to submit the proposal contained in the Report from the Select Committee of this Assembly, on "The Federal Union of the Australian Colonies," to their respective Legislatures for consideration; and that a Message be transmitted to the Legislative Council inviting their concurrence in the selection of Delegates for Victoria, in case the project is accepted by the other Colonies.

Question—put and resolved in the affirmative.

8. BEECHWORTH CEMETERY.—Mr. Wood moved, pursuant to *amended* notice, That this House will to-morrow resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to place on the Estimates a sum not less than £350 for the purpose of defraying the expenses incurred by the Municipal Council of Beechworth in removing bodies to the Cemetery from land recently sold by the Government.

Question—put and resolved in the affirmative.

9. IMPORTS OF CATTLE ACROSS THE MURRAY.—Dr. Owens moved, pursuant to *amended* notice, for a Return, inclusive of the period since the 1st January, 1856, to the 1st September, 1857, of the number of sheep, cattle, and horses, which have crossed the River Murray from New South Wales; also stating the place where such stock crossed that river.

Question—put and resolved in the affirmative.

10. CLERKS OF PETTY SESSIONS.—Mr. Hancock moved, pursuant to notice, for a Return shewing the names and salaries of all Clerks of Petty Sessions, who, on the 30th June last, had been more than six years in the Government service, and the localities where such Clerks are now stationed, particularizing those who vacated their offices for the occupation of gold digging, and were afterwards reinstated contrary to the Proclamation of His Excellency Charles Joseph La Trobe, Esq.

Debate ensued.

Motion, by leave, withdrawn.

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

“ *Railway Report—To be further considered in Committee.*”
 “ *Standing Orders relating to Private Bills—To be committed.*”
 “ *Gold Mining on Private Property Bill—Second reading.*”
 “ *Board of Land and Works Bill—To be further considered in Committee.*”
 “ *Estimates—To be further considered in Committee.*”
 “ *Audit Bill—To be further considered in Committee.*”
 “ *County Courts Bill—Adoption of report.*”

12. ECHUCA BRIDGE BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported from the Select Committee—Mr. Langlands moved, That this Bill be now read a third time.

Debate ensued.

Question—put and resolved in the affirmative.

Bill read a third time.

Mr. Langlands moved that clause XX. be struck out from the Bill.

Question—That the clause proposed to be omitted stand part of the Bill—put and negatived.

Mr. Langlands then moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

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

“ *An Act for making and maintaining a Bridge over the Campaspe River at Echuca.*”

Question—put and resolved in the affirmative.

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

13. RAILWAY REPORT.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on Railways having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again to-morrow.

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

“ *Standing Orders relating to Private Bills—To be committed,*” and
 “ *Gold Mining on Private Property Bill—Second reading,*” until Tuesday, 22nd September instant; and
 “ *Board of Land and Works Bill—To be further considered in Committee,*”
 “ *Estimates—To be further considered in Committee,*”
 “ *Audit Bill—To be further considered in Committee,*” and
 “ *County Courts Bill—Adoption of Report,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 123.

WEDNESDAY, 16TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Imports of Grain, &c.—Return to an Order of the Assembly, dated 15th September instant, for a Return of all grain, flour, hay, butter, and cheese, imported by sea during the past twelve months.
Ordered to lie on the Table.
3. RAILWAY REPORT.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on Railways having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman having reported that the Committee had come to certain resolutions,
Ordered—That the said resolutions be received to-morrow.
4. GOLD FIELDS MANAGEMENT BILL (2^o).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported the Bill with amendments.
On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Thursday, 24th September instant.—Bill, as amended, to be printed.
5. ESTIMATES.—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates, Additional Estimates, and further Additional Estimates of Expenditure for the year 1857.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman reported progress, and obtained leave to sit again to-morrow.
6. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Fellows, the Assembly ordered that the following Order of the Day be discharged from the Paper :
“ *County Courts Bill—Adoption of Report.*”
7. COUNTY COURTS BILL.—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.
8. POWERS OF ATTORNEY BILL.—On the motion of Mr. Fellows, the Assembly adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time to-morrow.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
“ *Chinese Resolutions—To be considered in Committee,*” until Wednesday, 23rd September instant; and
“ *Board of Land and Works Bill—To be further considered in Committee.*”
“ *Audit Bill—To be further considered in Committee,*” and
“ *Beechworth Cemetery—Address for Grant of Money—To be considered in Committee,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 124.

THURSDAY, 17TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Haines presented, pursuant to 18 Victoria, No. 37 :—

Heathcote	}	Local Court Regulations.
Creswick		

 Ordered to be printed.
 Mr. Moore presented—
 Sandridge-street.—Return to an Order of the Assembly, dated 28th August, 1857, for a Return of—
 - (1.) Letter from the President of the Board of Land and Works to the Mayor of Melbourne, dated 21st August, 1857, with reference to the Proclamation of a public road from Bay-street, Sandridge, to the south bank of the Yarra, opposite Spencer-street, as applied for by the City Council.
 - (2.) Copy of tracing of said road, as furnished by the City Council.
 - (3.) Copies of all letters and correspondence between the Municipal Council of Emerald Hill and the Government on the above subject.
 - (4.) Copies of all correspondence between the above on the subject of canals, streets, docks, wharfs, or other works intended to be formed on the south side of the Yarra.
 - (5.) Copies of all plans submitted to the Government by the Municipal Council of Emerald Hill, or by the Government to the same, for Improvements and Works on the south bank of the Yarra, including the continuation of Clarendon-street.
 Ordered to lie on the Table.
 Mr. Moore also presented, by command of His Excellency the Governor—
 Botanic Garden, Melbourne.—Report on the Botanic Garden, Melbourne, by Dr. Ferdinand Mueller.
 Ordered to lie on the Table.
3. PETITIONS.—Mr. Grant presented a Petition from certain bankers, merchants, storekeepers, miners, landed proprietors, and others, inhabitants of the district of Sandhurst, praying the House would cause the connecting line of railway from Elphinstone to Harcourt to be added to the railway group thus far sanctioned by this House, and that the works in the neighborhood of Sandhurst be commenced as early as those on any other portion of the line.
 Petition read, and ordered to lie on the Table.
 Mr. Grant presented a Petition from certain stockowners, stock-dealers, storekeepers, and other traders, residing in the Murray boundary and adjacent districts, lying in Victoria and New South Wales, but all commercially connected with Victoria, praying that the Telegraph be extended to the frontier in their locality, thereby completing a general internal system of communication within this territory.
 Ordered to lie on the Table.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to amend ‘ An Act to enable the Trustees for the time being of certain portions of the Belfast Church of England Lands in the Colony of Victoria to sell certain portions of the said Lands,’* ” without any amendment.

J. F. PALMER,
President.

Legislative Council Chambers,
Melbourne, 17th September, 1857.

5. **COUNTY COURTS BILL.**—On the motion of Mr. Fellows, the Assembly proceeded to take into consideration the amendments made by the Committee of the whole in this Bill, and the same having been read, were agreed to by the Assembly.

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

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

“ An Act for the more easy recovery of certain Debts and Demands.”

Question—put and resolved in the affirmative.

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

6. **RAILWAYS.**—Mr. Aspinall reported from the Committee of the whole certain resolutions, which were read as follow :—

The Committee are of opinion—

- (1.) That under the present circumstances of the country, the State must necessarily be entrusted with the formation of the main lines of railway.
- (2.) That the works, though plain and economical, should be of a substantial character, sufficient for a large traffic to be carried at an average speed, for passenger trains, of not less than twenty miles an hour.

On the motion of Captain Clarke, the Assembly adopted the above resolutions.

- (3.) That there should be a simultaneous construction of a main trunk line from Melbourne by way of Castlemaine to Sandhurst, with a view to the ultimate extension of the main line to the Murray, and a main trunk line from “ Geelong ” to Ballarat.

Mr. Wilkie moved, That the word “ Geelong ” be omitted, with a view of inserting the word “ Melbourne ” instead thereof.

Debate ensued.

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

On the motion of Captain Clarke, the Assembly adopted the above resolution.

- (4.) That the width of the excavations and embankments, bridges, viaducts, and tunnels of the main lines of railway shall be of such a width as to allow a double track being laid down throughout the whole of their length.
- (5.) That a single line of permanent way (including necessary sidings) be in the first instance laid down.
- (6.) That public tenders be called simultaneously :—
 1. For both lines, the whole length.
 2. For each line, the whole length.
 3. For each line, in sections.

- (7.) That the whole of the works be completed within four years from 1st January, 1858. Tenders to specify the mode of payment, both in cash and debentures.

- (8.) That before accepting any tenders the Government should require the contractors to deposit a certain amount in cash, or equivalent security, with a view to meet any penalties that may be incurred by a breach of the contract ; such sums or securities to have reference to the amount of the contract, the time fixed for its completion, and the amount of the per-centage retained in the hands of the Government. Such sums or securities to be from time to time released as the per-centage on work performed accrues.

That a code of regulations should be drawn up to carry out this principle.

- (9.) That under a General Loan Bill, power should be given to the Government to raise sufficient amounts by the issue of debentures, the proceeds of which to be specially appropriated to make the payments accruing in carrying out these great works.
- (10.) That such debentures be redeemable in twenty-five years from the date of issue, and bear interest at the rate of 6 per cent. per annum.
- (11.) That the interest and principal of debentures of £100 each, to an amount not exceeding £7,000,000 sterling, be payable in London.
- (12.) That for a certain portion of the loan, not exceeding £1,000,000 debentures be issued payable in Melbourne, for sums not less than £25 each, bearing interest at the rate of 6 per cent. per annum.
- (13.) That provision for the annual payment of the interest, and the cost of supervision and management of the works, be made out of the consolidated revenue.
- (14.) That the debentures be made a permanent charge on the consolidated revenue.
- (15.) That negotiations be entered into with the loan houses of England for the amount of loan required, provided that the debentures have not been previously taken up by the contractors.
- (16.) That a detailed statement of the Income and Expenditure of the Railway Department shall be included in the published Quarterly Statement of Revenue and Expenditure, and that a full and particular account of the Income and Expenditure for each year shall be laid before Parliament, provision being made in the usual manner on the Estimates.
- (17.) That the charge of their construction be vested in the Board of Land and Works, which Board shall be composed of the responsible minister of the department, the Commissioner of Public Works, the Surveyor General, and two paid members, one of whom shall

be and shall be entitled The Commissioner of Railways, the other of whom shall be and shall be entitled The Commissioner of Roads.

(18.) That the management and the working of the lines of railways, after completion, ought not to remain in the hands of the Government.

(19.) That Bills be brought in for the purposes of carrying out the foregoing resolutions.

On the motion of Captain Clarke, the Assembly adopted the above resolutions, and ordered Bills to be brought in accordingly.

7. ESTIMATES—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebden moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates, Additional Estimates, and further Additional Estimates of Expenditure for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported that the Committee had come to certain resolutions.

Ordered—That the said report be received Tuesday, 22nd September instant.

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

Resolved—That this House will, on Tuesday, 22nd September instant, again resolve itself into the said Committee.

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

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present Session of Parliament, upon the Bill intituled "*An Act for making and maintaining a Bridge over the Campaspe River at Echuca,*" together with the Minutes of Evidence taken before the said Committee.

J. F. PALMER,
President.

Legislative Council Chambers,
Melbourne, 17th September, 1857.

On the motion of Mr. Sargood, the Assembly ordered that, in compliance with the request contained in the above Message, a copy of the said evidence be forwarded to the Legislative Council.

9. PARLIAMENT HOUSES COMMITTEE—Mr. Greeves, on behalf of Mr. Speaker, Chairman, brought up a Report from this Committee
Ordered to lie on the Table, and to be printed.

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

The Chairman reported progress, and obtained leave to sit again Tuesday, 22nd September instant.

11. MR. PATRICK REID.—Mr. Humffray moved, pursuant to *amended* notice, That the Petition of Mr. Patrick Reid be referred to a Select Committee, to consider and report as to the validity or otherwise of the award made herein by Mr. Henry Barber, whether it be desirable for a re-arbitration on the matter; if so, then to consider the most equitable terms upon which to carry out such re-arbitration as to the period over which the valuation is to extend, the expenses incidental to the whole enquiry, and as to the selection of an umpire; also to give such other general recommendations as may be deemed expedient; the Committee to have power to call for persons and papers. The Committee to consist of Mr. Moore, Mr. Michie, Mr. Henty, Dr. Owens, Mr. Wood, Mr. Greeves, and the Mover; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

12. BEECHWORTH CEMETERY.—On the motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to place on the Estimates a sum of not less than £350 for the purpose of defraying the expenses incurred by the Municipal Council of Beechworth in removing bodies to the Cemetery from land recently sold by the Government.

The Chairman having reported that the Committee had come to a resolution,

Ordered—That the said resolution be reported Tuesday, 22nd September instant.

13. ADJOURNMENT.—Mr. Blair, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Tuesday, 22nd September instant.

Question—put and resolved in the affirmative.

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

“ *Board of Land and Works Bill—To be further considered in Committee,*”

“ *Powers of Attorney Bill—Third reading,*” and

“ *Aliens Law Amendment Bill—To be committed,*” until Tuesday, 22nd September instant.

15. **MEETINGS OF COMMITTEES.**—On the motion of Mr. Humfray, leave was given to the Committee of Elections and Qualifications to hold its meeting to-morrow; and on the motion of Mr. Ebdon, leave was given to the other Committees to hold their meetings to-morrow, as appointed.

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 125.

TUESDAY, 22ND SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MR. J. G. M. WIGLEY.—Mr. Humfray, Chairman, brought up the Report from this Committee. Ordered to lie on the Table, and to be printed and taken into consideration Thursday, 24th September instant.
3. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Twenty-third Report from this Committee. Ordered to lie on the Table and be printed.
4. MAIN TRUNK RAILWAYS BILL.—Captain Clarke, pursuant to the resolution of the Assembly, brought up a Bill intituled "*A Bill to authorize the Construction of a Main Trunk Line of Railway from Melbourne to the Murray River, and of a Main Trunk Line of Railway from Geelong to Ballaarat,*" and moved that it be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 24th September instant.
5. RAILWAY LOAN BILL.—Mr. Ebdon, pursuant to the resolution of the Assembly, brought up a Bill intituled "*A Bill to authorize the raising of Moneys for the construction of certain Railways,*" and moved that it be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 24th September instant.
6. RAILWAYS CONSTRUCTION BILL.—Captain Clarke, pursuant to the resolution of the Assembly, brought up a Bill intituled "*A Bill to regulate the Construction and Management of Railways,*" and moved that it be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 24th September instant.
7. MR. FOSTER.—Mr. C. Campbell moved, pursuant to *amended* notice, That this House will to-morrow resolve itself into a Committee of the whole, for the purpose of presenting an Address to His Excellency the Governor, requesting him to place the sum of £4,000 on the Estimates, as compensation to Mr. Foster, on resigning his office of Colonial Secretary. Debate ensued.
Mr. Grant moved the previous question.
Debate continued.
Question—That this question be now put—put and negatived.
8. ELECTION EXPENSES.—Mr. Service moved, pursuant to Notice, That the Return of election expenses laid on the Table of the House on 9th September be printed. Question—put and resolved in the affirmative.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
 - "*Elections and Qualifications Committee—Report to be considered,*" until to-morrow,
 - "*Standing Orders relating to Private Bills—To be committed,*" until Tuesday, 29th September instant,
 - "*Gold Mining on Private Property Bill—Second reading,*" until to-morrow,
 - "*Board of Land and Works Bill—To be further considered in Committee,*" until after the consideration of the other Orders for to-day,
 - "*Estimates—To be further considered in Committee,*" until to-morrow; and
 - "*Powers of Attorney Bill—Third reading,*" until Thursday, 24th September instant.

10. SUPPLY—ESTIMATES, ADDITIONAL ESTIMATES, AND FURTHER ADDITIONAL ESTIMATES FOR 1857.—Mr. Aspinall reported from the Committee of Supply certain resolutions which were read and agreed to with amendments as follow :—

16th September.

- (1.) Resolved—That a sum not exceeding Seven hundred and fifty pounds be appropriated to Her Majesty to defray the expense for the year 1857 of Refreshment Rooms, Houses of Legislature.
- (2.) Resolved—That a sum not exceeding Seventy-five pounds be appropriated to Her Majesty to defray the salaries of Messenger and Housekeeper for the year 1857 in the Department of the Registrar General.
- (3.) Resolved—That a sum not exceeding Two hundred pounds be appropriated to Her Majesty to defray the expense for the year 1857 of further contingencies in the Department of Stockades and Hulks.
- (4.) Resolved—That a sum not exceeding One hundred and fifty pounds be appropriated to Her Majesty to defray the expense for the year 1857 of further contingencies for the Public Library.
- (5.) Resolved—That a sum not exceeding Fifty pounds be appropriated to Her Majesty to defray the additional expense for the year 1857 of salaries in the Department of the Sheriff in Melbourne.
- (6.) Resolved—That a sum not exceeding Three thousand and eight hundred pounds be appropriated to Her Majesty to defray the further expense for the year 1857 of Police Buildings, as under, viz. :—
 A sum not exceeding Three thousand pounds for buildings required at Omeo Gold Fields and on the road thither, and Eight hundred pounds for the erection of Police Buildings at Beechworth.
- (7.) Resolved—That a sum not exceeding Two thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of Buildings at Mount Ararat and other Gold Fields.
- (8.) Resolved—That a sum not exceeding Four thousand five hundred and two pounds and four shillings be appropriated to Her Majesty to defray the expense for the year 1857 of the Miscellaneous Services hereunder set forth, viz. :—
 A sum not exceeding Three thousand and five hundred pounds for Expenses of Elections.
 A sum not exceeding Four hundred and seventy-six pounds and four shillings as a reward to Mr. John Mechosk for the discovery of the Tarrangower and Kingower Gold Fields.
 A sum not exceeding One hundred pounds to meet the claims of persons for proceeds of cattle sold from Pounds in cases where the proceeds have failed to reach the Treasury.
 A sum not exceeding Four hundred and twenty-six pounds as compensation to Mr. Farquhar McDonald, in accordance with the recommendation of the Select Committee of the Legislative Assembly.
- (9.) Resolved—That a sum not exceeding Eight thousand three hundred and eighty pounds be appropriated to Her Majesty towards defraying the expenses of the Audit Department for the year 1857.

17th September.

- (10.) Resolved—That a sum not exceeding Two hundred and sixty-two pounds and two shillings be appropriated to Her Majesty to defray the amount paid to Mr. Grover in the year 1856, and charged to a Suspense Account, there having been no vote for the same.
 - (11.) Resolved—That a sum not exceeding Two hundred and fifty pounds be appropriated to Her Majesty to defray the expense for the year 1857 of allowance in lieu of quarters to Mr. Slade, Superintendent of Police, from 1st January, 1855, to 30th June, 1857, at the rate of £100 per annum.
 - (12.) Resolved—That a sum not exceeding Twenty thousand five hundred and thirty-six pounds being portion of the sum of Five hundred thousand pounds voted on the 10th March last be appropriated to Her Majesty to defray the expense for salaries and contingencies for six months ending on 31st December, 1857, of the Railway Department as hereunder set forth, viz. :—
 A sum not exceeding One thousand four hundred and fifteen pounds for the Secretary's Office; and
 A sum not exceeding Nineteen thousand one hundred and twenty-one pounds for the Engineer-in-Chief's Office.
11. AUDIT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 The Chairman reported the Bill with amendments.
 On the motion of Mr. Ebdon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
 The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow. Bill as amended to be printed.

12. BEECHWORTH CEMETERY.—Mr. Aspinall reported from the Committee of the whole a certain resolution which was read as follows :—

“That an Address be presented to His Excellency the Governor, praying His Excellency to place on the Estimates the sum of Three hundred and fifty pounds for the purpose of defraying the expenses incurred by the Municipal Council of Beechworth, in removing bodies to the Cemetery from land recently sold by the Government.”

On the motion of Mr. Wood, the Assembly adopted the above resolution.

13. BOARD OF LAND AND WORKS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 29th September instant.

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

FRAN^d. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 126.

WEDNESDAY, 23RD SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Twenty-fourth Report from this Committee.
Ordered to be printed.
3. PAPERS.—Mr. Haines presented, pursuant to Act 20 Victoria No. 3—
Patents.—Registration of Patents Regulations.
Ordered to be printed.
Mr. Haines also presented—
Imports of Cattle across the Murray.—Return to an Order of the Assembly dated 15th September, 1857, for a Return inclusive of the period since 1st January, 1856, to the 1st September, 1857, of the number of sheep, cattle and horses, which have crossed the River Murray from New South Wales, also stating the place where such stock crossed that river.
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Chinese Resolutions—To be considered in Committee,*” until Friday, 25th September instant; and
“*Gold Mining on Private Property Bill—Second reading,*” until to-morrow.
5. PERSONS OUT OF EMPLOY.—Mr. Ebdon, by leave of the Assembly, moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause to be placed on an Additional Estimate for 1857 a sum of £25,000 for the purpose of giving employment on the public roads of the Colony to persons at present out of employ.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
The Chairman having reported that the Committee had come to the following resolution, viz. :—
That an Address be presented to His Excellency the Governor, praying His Excellency to cause a sum of £25,000 to be placed upon an Additional Estimate for 1857, for the purpose of providing labor on the public roads of the Colony at the present time—and the resolution having been read, the Assembly agreed to the same.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“*Estimates—To be further considered in Committee.*”
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ebdon, the following Order of the Day was discharged from the Paper :—
“*Audit Bill—Adoption of Report.*”
8. AUDIT BILL.—On the motion of Mr. Ebdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.

9. MR. G. H. F. WEBB, GOVERNMENT SHORTHAND WRITER—The House, according to Order, proceeded to take into consideration the Report from the Committee of Elections and Qualifications, in the matter of Mr G. H. F. Webb, when Mr. Humffray moved, That the parties, in cases of contested Election Petitions, ought to pay expenses of reporting in shorthand the Minutes of Evidence taken before “The Committee of Elections and Qualifications.”

Debate ensued.

On the motion of Mr. Greeves, the Clerk read the entry of the resolutions in the Journals of the House of Commons, of the date of 31st March, 1803, in reference to the payment of the Shorthand Writer for taking and transcribing of evidence before Election Committees of that House.

Question—That the parties, in cases of contested election petitions, ought to pay expenses of reporting in shorthand the Minutes of Evidence taken before “The Committee of Elections and Qualifications”—put.

Assembly divided.

Ayes, 14.

Mr. Beaver,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Haines,
Mr. Harker,
Mr. Humffray,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Phelan,
Mr. Wood,
Capt. Clarke, } *Tellers.*

Noes, 9.

Mr. Greeves,
Mr. Hughes,
Mr. Lalor,
Mr. Myles,
Mr. Service,
Mr. Smith,
Mr. Syme,
Mr. Brooke, } *Tellers.*
Mr. Heales, }

And so it was resolved in the affirmative.

Mr. Humffray moved, That these expenses be paid to the Clerk of Assembly by the parties producing the witness in each case, upon the evidence being delivered to the Committee, and that such expense be paid by him into the Treasury.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Humffray moved, That the following be the scale of fees chargeable in taking and transcribing Shorthand Writer's notes, viz. :—

For every day he shall “attend” £2 2 0
For the transcript of his notes, per folio of seventy-two words 0 1 0

Mr. Greeves moved as an amendment, That the words “and take notes” be inserted after the word “attend.”

Debate ensued.

Motion and amendment by leave withdrawn.

Mr. Humffray moved, That the above resolutions be adopted as Standing Orders of this Assembly, and presented to His Excellency the Governor for His Excellency's approval.

Debate ensued.

Assembly divided.

Ayes, 12.

Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Haines,
Mr. Humffray,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Wood,
Mr. Beaver, } *Tellers.*

Noes, 9.

Mr. Greeves,
Mr. Hughes,
Mr. Lalor,
Mr. Myles,
Mr. Service,
Mr. Smith,
Mr. Syme,
Mr. Brooke, } *Tellers.*
Mr. Heales, }

And so it was resolved in the affirmative.

Mr. Humffray moved, “That” a Standing Order be passed fixing the scale of fees and charges.

Mr. Hughes moved as an amendment, That all the words after the word “That” be omitted with a view to insert instead thereof the words “the remuneration of the Shorthand Writer be confined to the amount voted on the Estimates.”

Debate ensued.

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

Mr. Ebden moved, That the following words be added to the above question “and that it be referred to the Standing Orders Committee to frame such order.”

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

Question—That a Standing Order be passed, fixing the scale of fees and charges, and that it be referred to the Standing Orders Committee to frame such order—put and resolved in the affirmative.

Mr. Humffray moved, That the sum of £119 18s. has been incurred for expenses of reporting and transcribing the notes taken in shorthand in the case of the East Bourke Election, and the sum of £76 2s., part thereof, is payable by the agents for Mr. W. J. Smith, and the sum of £43 16s. residue, is payable by the agent for Mr. Bennett; that in accordance with the Electoral Act no portion of the above sum is chargeable upon the sum of £100 deposited by Mr. W. J. Smith.

Debate ensued.

Mr. Service moved that this question be divided by putting the following portion—That the sum of £119 18s. has been incurred for expenses of reporting and transcribing the notes taken in shorthand in the case of the East Bourke Election.

Question—That the question be so divided—put.

Assembly divided.

Ayes, 10.
 Mr. Brooke,
 Mr. Ebdon,
 Mr. Greeves,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Moore,
 Mr. Myles,
 Mr. Smith,
 Mr. Heales, } *Tellers.*
 Mr. Service,

Noes, 12.
 Mr. Aspinall,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Findlay,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Phelan,
 Mr. Wood,
 Capt. Clarke, } *Tellers.*
 Mr. Humffray,

And so it passed in the negative.

Mr. Greeves moved, That this question be divided as follows:—That the sum of £119 18s. has been incurred for expenses of reporting and transcribing the notes taken in shorthand in the case of the East Bourke Election, and the sum of £76 2s., part thereof, is payable by the agent for Mr. W. J. Smith, and the sum of £43 16s., residue, is payable by the agent for Mr. Bennett.

Question—put and negatived.

Question—That the sum of £119 18s. has been incurred for expenses of reporting and transcribing the notes taken in shorthand in the case of the East Bourke Election, and the sum of £76 2s., part thereof, is payable by the agent of Mr. W. J. Smith, and the sum of £43 16s., residue, is payable by the agent for Mr. Bennett; that in accordance with the Electoral Act no portion of the above sum is chargeable upon the sum of £100 deposited by Mr. W. J. Smith—put.

Assembly divided.

Ayes, 13.
 Mr. Aspinall,
 Mr. Beaver,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Findlay,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Phelan,
 Mr. Wood,
 Capt. Clarke, } *Tellers.*
 Mr. Humffray,

Noes, 9.
 Mr. Brooke,
 Mr. Ebdon,
 Mr. Greeves,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Myles,
 Mr. Smith,
 Mr. Service, } *Tellers.*
 Mr. Heales,

And so it was resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 127.

THURSDAY, 24TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“ Gold Fields Management Bill (2^o)—Adoption of Report.”
3. GOLD FIELDS MANAGEMENT BILL (2^o).—On the motion of Dr. Owens, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
 The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.
4. RAILWAYS LOAN BILL.—Mr. Ebden moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Ebden moved, That this Bill be now committed.
 Question—put and resolved in the affirmative.
 And on the further motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 29th September instant.—Bill as amended to be printed.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Main Trunk Railways Bill—Second reading,”
“ Railways Construction Bill—Second reading,”
“ Gold Mining on Private Property Bill—Second reading,” and
“ Estimates—To be further considered in Committee,” until Tuesday, 29th September instant; and
“ Mr. J. G. M. Wigley—Consideration of Report,” until to-morrow.
6. AUDIT BILL.—On the motion of Mr. Ebden, the Assembly adopted the Report from the Committee of the whole upon this Bill.
 Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ebden, read a third time and *passed*.
 Mr. Ebden moved, That the following be the Title of the Bill :—
“ An Act to provide for the collection and payment of the Public Monies, the Audit of the Public Accounts, and the Protection and Recovery of the Public Property.”
 Question—put and resolved in the affirmative.
 Ordered—That the said Bill be carried to the Legislative Council, and their concurrence desired therein.
7. MR. JOHNSTONE.—Mr. Wills moved, pursuant to notice, That a Select Committee be appointed to take evidence, call for papers, and report upon the case of Mr. Johnstone, in reference to the refusal of the Government to renew his license at Gabo Island; such Committee to consist of Dr. Owens, Mr. Harker, Mr. Blair, and the Mover; three to form a quorum.
 Debate ensued.
 Question—put and resolved in the affirmative.

8. **POWERS OF ATTORNEY BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—
- Mr. Grant moved, That this Bill be now read a third time.
- Question—put and resolved in the affirmative.
- Mr. Grant moved, That the word “act” be omitted from the fourth line of Clause IV. of the Bill, with a view to insert the word “conveyance” in lieu thereof.
- Question—That the word proposed to be omitted stand part of the question—put and negatived.
- Question—That the word proposed to be inserted in place of the word omitted be so inserted—put and resolved in the affirmative.
- Mr. Grant moved, That the words “done, performed, or submitted to” be omitted from the fourth and fifth lines of the same clause, with a view to insert the word “executed” instead thereof.
- Question—That the words proposed to be omitted stand part of the question—put and negatived.
- Question—That the word proposed to be inserted in place of the words omitted be so inserted—put and resolved in the affirmative.
- Mr. Grant moved, That the words “unless confirmed as aforesaid” be inserted after the word “shall” in the fifth line of the above clause.
- Question—put and resolved in the affirmative.
- Mr. Grant moved, That the words “unless and” be omitted from the fifth line, and the words “before such act shall be done, performed, or submitted to” be omitted from the last line of the said clause.
- Question—put and resolved in the affirmative.
- Mr. Hancock moved, That the words “two shillings and sixpence” be omitted from the ninth line of Clause VII. of the said Bill, with a view to insert in their place the words “one shilling.”
- Question—That the words proposed to be omitted stand part of the question—put and negatived.
- Question—That the words proposed to be inserted in the place of the words omitted be so inserted—put and resolved in the affirmative.
- Mr. Grant moved, That this Bill do now pass.
- Question—put and resolved in the affirmative.
- Mr. Grant then moved, That the following be the Title of the Bill :—
- “An Act to make Powers of Attorney valid in certain cases.”*
- Question—put and resolved in the affirmative.
- Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—*—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 128.

FRIDAY, 25TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Service presented a Petition from certain inhabitants of Melbourne, Col-
lingwood and vicinity, praying the House would take immediate steps in reference to
opening a road through Carlton Gardens, connecting Queensberry-street with Gertrude-
street.

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

Mr. Greeves presented a Petition from Robert Bowie, surgeon superintendent of the Yarra
Bend Lunatic Asylum, praying the House to take the claims of Alfred Yates Carr, M.D.,
a patient under the charge of the said Robert Bowie, as set forth in the Petition into
consideration, with as little delay as possible, that arrangements might be made to enable
him to join his family in England.

Ordered to lie on the Table.

3. CARLTON GARDENS.—Mr. Service moved, pursuant to notice, That the conservancy of
Carlton Gardens having been committed by the Government to the City Council, under the
restriction that no road for wheeled vehicles should be made therethrough, it is desirable,
in the opinion of this House, that such restriction should be withdrawn, and the City
Council, as the duly constituted representatives of the community at large, left at liberty
to deal with the Gardens in this respect as they may consider best.

Debate ensued.

Mr. Heales moved, That the further debate on this subject be now adjourned.

Question—That the further debate on this subject be now adjourned—put.

Assembly divided.

Ayes, 12.

Mr. Aspinall,
Mr. Fellows,
Mr. Foster,
Mr. Haines,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Service,
Mr. Wood,
Mr. Heales, } *Tellers.*
Dr. Embling, }

Noes, 11.

Mr. Blair,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Harker,
Mr. Hughes,
Mr. Lalor,
Mr. Wilkie,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. Humffray, }

And so it was resolved in the affirmative.

Question proposed—That the further debate on this subject be now adjourned until "Tuesday
next."

Captain Clarke moved as an amendment, That the words "Tuesday next" be omitted with
a view to insert instead thereof the words "this day month."

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

Assembly divided.

Ayes, 12.

Mr. Aspinall,
Mr. D. S. Campbell,
Dr. Embling,
Mr. Foster,
Mr. Haines,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Service,
Mr. Wood,
Mr. Heales, } *Tellers.*
Mr. McCulloch, }

Noes, 13.

Mr. Blair,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Harker,
Mr. Hughes,
Mr. Lalor,
Mr. Smith,
Mr. Wilkie,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. Humffray, }

And so it passed in the negative.

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

Question—That the further debate on this subject be now adjourned until this day month—put and resolved in the affirmative.

4. CHINESE RESOLUTIONS.—Mr. Haines moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole to consider the propriety of adopting the following resolutions:—

(1.) That it is expedient that every male native of China or its dependencies, or of any island in the Chinese seas, and every person above the age of twelve years, born of Chinese parents, should, on or before the first day of every month, obtain a license to reside in Victoria, and should pay for the same a sum of one pound.

(2.) And that a Bill be brought in for that purpose.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 23.

Mr. Adamson,
Mr. Beaver,
Mr. Blair,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Hughes,
Mr. Humffray,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Smith,
Mr. Wilkie,
Mr. Wills,
Mr. Moore, } *Tellers.*
Capt. Clarke, }

Noes, 3.

Mr. Lalor,
Mr. Aspinall, } *Tellers.*
Mr. Wood, }

And so it was resolved in the affirmative.

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

The Chairman having reported that the Committee had come to certain resolutions,

Ordered—That the said resolutions be received on Tuesday, 29th September instant.

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

“*Gold Fields Management Bill (2°)—Adoption of Report.*”

6. GOLD FIELDS MANAGEMENT BILL (2°).—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 29th September instant.

7. MR. J. G. M. WIGLEY.—The House was proceeding to take into consideration the Report from the Select Committee on Mr. J. G. M. Wigley's case, when notice was taken that there was not a quorum of members present, and Mr. Speaker having counted the House, and it appearing that a quorum of members were not present, Mr. Speaker adjourned the Assembly at twenty-nine minutes past ten o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 129.

TUESDAY, 29TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker laid before the Assembly the following letter :—
Gipps Land, 23rd September, 1857.

The Honorable the Speaker of the Legislative Assembly.

SIR,

I beg leave to resign my seat in the Legislative Assembly.

Your obedient servant,
JOHN KING.

3. MR. J. SNOWBALL'S COMMITTEE.—Mr. Harker, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Evidence and Proceedings of the Committee, to be printed.
4. SETTLED ESTATES BILL.—Mr. Ebdon, by leave of the Assembly, moved, That a Message be sent to the Legislative Council, acquainting them that the Legislative Assembly concur in the insertion of the words, "or any other person or persons," after the word "judges," in section XXI. of the Settled Estates Bill.
Question—put and resolved in the affirmative.
5. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor received and read :—

Railway Loan Bill.

HENRY BARKLY,
Governor.

Message No. 12.

In pursuance of the provisions of the Act 18 and 19 Victoria cap. 55, the Governor transmits to the Legislative Assembly, for its consideration, the draft of a Bill to authorize the raising of monies for the construction of certain railways.
Melbourne, 29th September, 1857.

Ordered to be printed.

Bill read a first time, ordered to be printed, and read a second time this day.

Third Additional Estimates for 1857.

HENRY BARKLY,
Governor.

Message No. 13.

The Governor transmits to the Legislative Assembly a Third Additional Estimate of Expenditure for the year 1857, and recommends an appropriation accordingly.
Melbourne, 29th September, 1857.

Ordered to be printed and taken into consideration in Committee of Supply on the Estimates.

6. PETITIONS.—Mr. Aspinall presented a Petition from certain Gold Miners and others, residing on Campbell's Creek, praying the House would devise some means to rid them of the evil complained of in the Petition, it being a moral impossibility for them to reside any longer amongst the Chinese; and further, that if they must remain in the Colony, that some part be allotted to them far removed from the abode of civilized men.
Ordered to lie on the Table.

Mr. Aspinall presented a Petition from Townsend McDermott, praying the House might order that the Committee of Elections and Qualifications might review the taxation of the bill of costs of the petitioner's defence, with a view of allowing such fees to the petitioner's counsel on the hearing of the said Petition as they might in their discretion consider just and reasonable, and, in the meantime, that no portion of the sum of £100 deposited by the said William Campbell might be paid over to him, and moved that it do lie on the Table.

Debate ensued.

Motion, by leave, withdrawn.

7. PAPERS.—Mr. Ebdon presented, pursuant to Act of Council 16th Victoria No. 37 :—
Savings' Banks.—Statements and Returns for the year ending 30th June, 1857.
Ordered to be printed.
8. PETITIONS.—Mr. Hughes presented a Petition from the Chairman and Municipal Council of Prahran, under the Corporate Seal of the Municipality, praying the House not to pass "The Melbourne and Suburban Railway Bill," or the "St. Kilda and Brighton Railway Bill," without binding the promoters to make the bridges and gates, to be erected within that municipality, the entire width of such roads and streets.
Petition ordered to lie on the Table.
- Mr. Aspinall presented a Petition from James Barclay, of Creswick, praying the House to make such provision as would enable the Petitioner by his own labor and industry to support himself and his family, and which the Petitioner is at present utterly unable to do, and moved that it do lie on the Table.
Petition read by the Clerk.
Motion, by leave, withdrawn.
- Mr. Aspinall presented a Petition from Michael Byrne and Samuel Love, of Castlemaine, contractors, respecting the nonpayment of a sum of £38 4s. 9d., for fuel supplied by them to the Forest Creek military station.
Ordered to lie on the Table.
9. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Twenty-fifth Report from the Committee.
Ordered to be printed.
10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council transmit to the Legislative Assembly additional Standing Orders to which they desire the concurrence of the Legislative Assembly as Joint Standing Orders of the Legislative Council and Legislative Assembly with regard to errors in Bills.
(Signed) J. F. PALMER,
Legislative Council Chamber, President.
29th September, 1857.
11. GEELONG AND MELBOURNE RAILWAY ACT AMENDMENT BILL.—Mr. Fyfe moved, pursuant to notice, That this Bill be "now" read a second "time."
Mr. Ireland moved, as an amendment, That the word "now" be omitted, and the words "this day six months" added after the word "time."
Debate ensued.
Question—That the word proposed to be omitted stand part of the question—put.
Assembly divided.
- | | | |
|--|--|---|
| <p style="text-align: center;">Ayes, 21.</p> <p>Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebdon,
Mr. Foster,
Mr. Grant,
Mr. Haines,
Mr. Humffray,
Mr. Michie,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Quarterman,
Chas. Read,
Mr. Wilkie,
Mr. Wills,
Mr. Snodgrass, } <i>Tellers.</i>
Mr. Fyfe, .</p> | | <p style="text-align: center;">Noes, 12.</p> <p>Mr. Adamson,
Mr. Aspinall,
Mr. Greeves,
Mr. Harker,
Mr. Horne,
Mr. Ireland,
Mr. Langlands,
Mr. Phelan,
Mr. Ricardo,
Mr. Smith,
Mr. Heales, } <i>Tellers.</i>
Mr. Service, }</p> |
|--|--|---|

And so it was resolved in the affirmative.

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

Mr. Fyfe then moved, pursuant to *contingent* notice, That this Bill be referred to a Committee, to consist of Captain Clarke, Mr. McCulloch, Mr. Brooke, Mr. Wills, Mr. Humffray, Mr. Myles, Mr. Sladen, Mr. O'Shanassy, Mr. Foster, and the Mover.

Six members of the Assembly having required that the Committee should be formed by ballot,

Question—That the Geelong and Melbourne Railway Act amendment Bill be referred to a Select Committee, to consist of ten members, five to form a quorum—put and resolved in the affirmative.

The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Fyfe and Mr. Greeves to be scrutineers.

The Scrutineers, with the Clerk, having ascertained and reported to Mr. Speaker that the following Members, viz. :—Capt. Clarke, Mr. Ireland, Mr. Service, Mr. Heales, Mr. Brooke, Mr. Fyfe, Mr. O'Shanassy, Mr. Greeves, Mr. Aspinall and Mr. Smith, had the greatest number of votes, Mr. Speaker declared Capt. Clarke, Mr. Ireland, Mr. Service, Mr. Heales, Mr. Brooke, Mr. Fyfe, Mr. O'Shanassy, Mr. Greeves, Mr. Aspinall and Mr. Smith, to be members of the Committee.

12. PARLIAMENT HOUSES COMMITTEE.—On the motion of Mr. Greeves, the Report from this Committee was read by the Clerk.

Mr. Greeves then moved, That the Bar of the Assembly be placed opposite to the present entrance into the Chamber, and that the back Cross Bench in the Assembly Chamber be removed; that the present Bar be advanced, and seats provided for Members of the Council and for strangers on either side of a passage to be formed for the entrance of members into the House.

Question—put and resolved in the affirmative.

Mr. Greeves then moved, That the public be admitted to view the House of Assembly on Saturdays from ten to twelve o'clock, and on Mondays from twelve to three o'clock.

Question—put and resolved in the affirmative.

13. MR. A. Y. CARR —Mr. Greeves moved, pursuant to notice, That the Petition of Robert Bowie, Esq., presented on the 25th September instant, be referred to the Committee on "Ballarat Riots, Bentley's Hotel."

Question—put and resolved in the affirmative.

14. GRANTS TO MUNICIPALITIES AND ROAD DISTRICTS.—Mr. Foster moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the whole to consider the following resolution:—That, in order to meet the requirements of the working classes, it is desirable that grants of money should be made to each Municipality and Road District on account of the Vote for the same purpose in 1858, not exceeding one-half the amount voted for 1857.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 7.
Mr. D. S. Campbell,
Mr. Greeves,
Mr. Humffray,
Mr. O'Shanassy,
Mr. Wilkie,
Mr. Foster, } *Tellers.*
Mr. Beaver, }

Noes, 26.
Mr. Adamson,
Mr. C. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Fyfe,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Horne,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Myles,
Mr. Phelan,
Mr. Quarterman,
Mr. Read,
Mr. Ricardo,
Mr. Sitwell,
Mr. Smith,
Mr. Snodgrass,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Service, }

And so it passed in the negative.

15. **BOARD OF LAND AND WORKS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported the Bill without amendment.

On the motion of Mr. Fellows, the Assembly ordered that this Bill be recommitted to-morrow.

16. **MAIN TRUNK RAILWAYS BILL.**—Capt. Clarke moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 27.

Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Grant,
Mr. Haines,
Mr. Heales,
Mr. Horne,
Mr. Humffray,
Mr. Ireland,
Mr. Langlands,
Mr. Michie,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Quarterman,
Charles Read,
Mr. Service,
Mr. Sitwell,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Fyfe, }

Noes, 7.

Mr. Aspinall,
Mr. Greeves,
Mr. Phelan,
Mr. Ricardo,
Mr. Smith,
Mr. Adamson, } *Tellers.*
Mr. Harker, }

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

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

On the further motion of Capt. Clarke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress and obtained leave to sit again to-morrow.

17. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Ebden, the following Order of the Day was discharged from the Paper :—

“ Railways Loan Bill—Adoption of report.”

18. **RAILWAYS LOAN BILL.**—On the motion of Mr. Ebden, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

The Chairman reported progress and obtained leave to sit again to-morrow.

19. **CHINESE.**—Mr. Aspinall reported from the Committee of the whole certain resolutions, which were read and agreed to as follow :—

- (1.) That it is expedient that every male native of China or its dependencies, or of any island in the Chinese seas, not being a natural born or naturalized subject of the Queen, and every male person above the age of twelve years born of Chinese parents, and who may respectively reside in this Colony, should, once in every two months, obtain a license to reside in Victoria, and should pay for the same a sum of one pound.
- (2.) And that a Bill be brought in for that purpose.

20. **GOLD FIELDS MANAGEMENT BILL (2°).**—The House, according to order, proceeded to take into consideration the Report from the Committee of the whole upon this Bill, and the several amendments having been read, were agreed to by the Assembly.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Mr. Fellows moved, That this Bill be now read a third time.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That the following words "on any Gold Field" be inserted after the word "Act" in the ninth line of the 116th Clause of the Bill as reported.

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

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

Question—put and resolved in the affirmative.

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

"An Act for amending the Laws relative to the Gold Fields."

Question—put and resolved in the affirmative.

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

21. COAL COMMITTEE.—Mr. Hughes, by leave of the Assembly, moved, That the name of Mr. Humffray be added to this Committee, and that three Members do form a quorum.

Question—put and resolved in the affirmative.

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

"Standing Orders relating to Private Bills—To be committed," until Thursday, 1st October next.

"Railways Construction Bill—Second reading," until to-morrow.

"Gold Mining on Private Property Bill—Second reading," until Friday, 2nd October next, and

"Estimates—To be further considered in Committee," until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 130.

WEDNESDAY, 30TH SEPTEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Humfray presented a Petition from David Armstrong, of the city of Melbourne, gentleman, praying the House to cause enquiry to be made into the circumstances attendant upon his employment in and retirement from the public service, and to take such steps therefore for awarding justice in the premises as to this House might seem fit.
3. ELECTORAL ACT AMENDMENT BILL.—Mr. Haines, Chairman, brought up the Report from the Select Committee on this subject.
Ordered to be printed, and taken into consideration to-morrow.
4. MR. PATRICK REID.—Mr. Humfray, Chairman, brought up the Report from the Select Committee appointed to enquire into Mr. Patrick Reid's case.
Ordered to be printed, and taken into consideration to-morrow.
5. RAILWAY LOAN BILL.—Mr. Ebden moved, by leave of the Assembly, That he be permitted to withdraw the Message which His Excellency the Governor transmitted to the House yesterday respecting this Bill, with a view of substituting the following Message.
Question—put and resolved in the affirmative.
6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

HENRY BARKLY,

*Message No. 14.**Governor.*

In pursuance of the provisions of the Act 18 and 19 Victoria, cap. 55, the Governor recommends the Legislative Assembly to appropriate a sufficient part of the Consolidated Revenue for the purpose of repaying all moneys, not exceeding eight million pounds sterling, that may be raised by way of loan, on the authority of the Legislature, for the construction of railways, and the reimbursement of the Consolidated Revenue for advances made and to be made for the same object, and for the purpose of paying all interest which may become due on any such loan or loans.

Melbourne, 30th September, 1857.

- Ordered to be printed, and taken into consideration in Committee of the whole Assembly this day.
7. RAILWAYS LOAN BILL.—The Order of the Day for the further reconsideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further reconsideration thereof.
The Chairman reported that the Committee were of opinion that the matter had better proceed by new Bill.
 8. RAILWAYS LOAN BILL (2°).—Mr. Ebden then brought up a Bill intituled "*A Bill to authorise the raising Moneys for the construction of certain Railways,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time.
Mr. Ebden then moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Ebden then moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of this Bill.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.
 9. BOARD OF LAND AND WORKS BILL.—On the motion of Mr. Moore, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

10. **MAIN TRUNK RAILWAYS BILL**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.

11. **POSTPONEMENT OF ORDER OF THE DAY**.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow:—

“*Railways Construction Bill—Second reading.*”

12. **ESTIMATES**—The Order of the Day for the further consideration in Committee of Supply of the Estimates and Supplementary Estimates having been read—Mr. Ebdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Supplementary Estimates for 1856, of the Estimates of Expenditure for the year 1857, of the Additional Supplementary Estimates of Expenditure for the year 1856, and of the Amended Estimates, Additional Estimates, further Additional and third Additional Estimates of Expenditure for the year 1857.

Question—put and resolved in the affirmative.

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

The Chairman reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Aspinall moved, That the Committee have leave to sit again Wednesday, 4th November next.

Question—put and resolved in the affirmative.

13. **AUDIT BILL**.—Mr. Ebdon moved, by leave of the Assembly, That a Message be transmitted to the Legislative Council, requesting them to correct the following errors in the Audit Bill, viz.:—

To strike out the word “last” in line two of Section XXVIII.

To insert after the word “shall,” in line eight of the same section, the words “within two months next after the said statements, accounts, and receipts shall have been sent to them as hereinbefore directed.”

To strike out the word “and” in line one of Section LXIII., and

To insert in the same line, after the word “fifth,” the words “forty-fourth and forty-fifth”

Question—put and resolved in the affirmative.

14. **ADDITIONAL JOINT STANDING ORDERS**.—On the motion of Mr. Fellows, the House proceeded to take into consideration the following proposed Joint Standing Orders, viz.:—

I. Upon the discovery of any clerical errors in any Bills which shall have passed both Houses of Parliament, and before the same be presented to the Governor for the Royal Assent, the Clerk of the Parliaments shall report the same to the House in which the Bill “originated,” which House shall deal with the same as with other amendments.

II. The Clerk of the Parliaments shall be empowered to “correct” typographical errors in Bills that have passed the two Houses of “Parliament,” subject always to a reference to the President.

Mr. Fellows moved, That all the words after the word “originated,” in the proposed Standing Order No. I., be omitted.

Question—put and resolved in the affirmative.

On the motion of Mr. Fellows, the House adopted the above Standing Order No. I., as so amended.

Mr. Fellows moved, That the word “literal” be inserted after the word “correct” in the proposed Standing Order No. II.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That all the words after the word “Parliament,” in the proposed Standing Order No. II., be omitted.

Question—put and resolved in the affirmative.

On the motion of Mr. Fellows, the Assembly adopted the above Standing Order No. II., as so amended.

Ordered—That a Message be transmitted to the Legislative Council, informing them that the Assembly had agreed to the proposed Joint Standing Orders, with the above amendments.

15. **CHINESE RESIDENTS BILL**.—Mr. Haines, pursuant to the resolution of the Assembly, brought up a Bill intituled “*A Bill to regulate and control the residence of Chinese Immigrants in Victoria,*” and moved that it be now read a first time.

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

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

FRAN^e. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 131.

THURSDAY, 1ST OCTOBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. MR. H. MATSON'S CASE.—Mr. Horne, Chairman, brought up the Report from the Committee appointed to consider Mr. H. Matson's claims.
Ordered to be printed and taken into consideration Tuesday, 3rd November next.
3. PETITION.—Mr. Harker presented a Petition from certain Directors of the Melbourne and Hobson's Bay Railway Company, praying the House that the Petition might be referred to the Select Committee to which the Melbourne and Suburban Railway Bill and the St. Kilda and Brighton Railway Bill stand referred, and that the petitioners might have leave to appear by their counsel, agents, and others before such Committee to prevent an interference with the said Melbourne and Hobson's Bay Railway, and for the purpose of protecting the interests of the said Melbourne and Hobson's Bay Railway Company.
Ordered to lie on the Table.
4. PAPERS.—Mr. Moore presented—
Ballarat Main Road.—Occupants of Crown Lands.—Return to an Order of the Assembly, dated 24th June last, for copies of all correspondence with reference to the claims made for compensation by the occupants of Crown lands on the frontages of the Ballarat Main Road.
Ordered to lie on the Table.
5. ADJOURNMENT OF THE HOUSE.—Mr. Haines moved, pursuant to notice, That this House on its rising Friday, 2nd October instant, do adjourn until Tuesday, 3rd November next.
Debate ensued.
Question—put and resolved in the affirmative.
6. REFRESHMENT ROOMS COMMITTEE.—Mr. Brooke, on behalf of Mr. Rutledge, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table and to be printed, and taken into consideration to-morrow.
7. COAL COMMITTEE.—Mr. Hughes, by leave of the Assembly, moved, That this Committee have leave to sit this day between the hours of six and seven o'clock.
Question—put and resolved in the affirmative.
8. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Haines, the Assembly ordered that the following Order of the Day be discharged from the Paper :
“*Electoral Act Amendment Bill—Consideration of Report from Select Committee.*”
9. ELECTORAL ACT AMENDMENT BILL.—Mr. Haines moved, “That” Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Electoral Act Amendment Bill, and that the Report from the Select Committee on this Bill be referred to the Committee of the whole.
Mr. Heales moved, as an amendment, That all the words after the word “That” be omitted with a view to insert the words “the further consideration of this Bill be postponed until the 3rd day of November next.”
Debate ensued.

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

Ayes, 27.
 Mr. Aspinall,
 Mr. Baragwanath,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Ebden,
 Dr. Evans,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Haines,
 Mr. Harker,
 Mr. Horne,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Ireland,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Sargood,
 Mr. Wilkie,
 Mr. Brooke, } Tellers.
 Capt. Anderson, }

Noes, 10.
 Mr. Adamson,
 Mr. Davis,
 Mr. Goodman,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Wood,
 Mr. Heales, } Tellers.
 Dr. Embling, }

And so it was resolved in the affirmative.

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of the Electoral Act Amendment Bill, and that the Report from the Select Committee on this Bill be referred to the Committee of the whole—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

The Chairman reported progress, and obtained leave to sit again to-morrow.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to provide for the Collection and Payment of the Public Monies, the Audit of the Public Accounts, and the Protection and Recovery of the Public Property,*" together with the corrections in that Bill transmitted in the Message from the Legislative Assembly.

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 1st October, 1857.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly the Bill intituled "*An Act for the continuation of Expiring Laws,*" together with a Message from His Excellency the Governor, proposing amendments in that Bill, and acquaint the Legislative Assembly that they have agreed to the amendments proposed by His Excellency the Governor, viz. :—

Omit the words "divers Acts now in force," and substitute "the Acts mentioned in the Schedule hereunto annexed."

Omit the words "or shall be," and add, in a schedule, the dates and titles of the Acts to be continued according to the form annexed to the said Message.

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 1st October, 1857.

On the motion of Mr. Ebden, the amendments were read by the Clerk as follow:—

Omit the words "divers Acts now in force," and substitute "the Acts mentioned in the Schedule hereunto annexed."

Omit the words "or shall be," and add the following Schedule, viz:—

THE SCHEDULE.

DATE OF ACTS.	TITLE OF ACTS.
9 Vic. No. 27	"An Act to amend and consolidate the laws between Masters and Servants in New South Wales."
10 Vic. No. 1	"An Act to prevent for a limited time Party Processions and certain other public exhibitions in the Colony of New South Wales."
11 Vic. No. 9	"An Act to amend an Act intituled 'An Act to amend and consolidate the laws between Masters and Servants in New South Wales.'"
13 Vic. No. 10	"An Act to continue an Act intituled 'An Act to prevent for a limited time Party Processions and certain other public exhibitions in the Colony of New South Wales.'"
16 Vic. No. 6	"An Act to amend and continue two Acts passed in the ninth and eleventh years of the reign of Her present Majesty respectively intituled 'An Act to amend and consolidate the laws between Masters and Servants in New South Wales'" and 'An Act to amend and consolidate the laws between Masters and Servants in New South Wales.'"
16 Vic. No. 17	"An Act to give a preferable lien on Wool from season to season and to make mortgages on Stock valid without delivery."
16 Vic. No. 35	"An Act to make provision for the Sale of Fermented and Spirituous Liquors and of Refreshments in certain Districts"
17 Vic. No. 17	"An Act to amend an Act intituled 'An Act to Consolidate and amend the laws relating to the Licensing of Public Houses and to regulate the sale of Fermented and Spirituous Liquors in New South Wales'" and also an Act intituled 'An Act to make provision for the sale of Fermented and Spirituous Liquors and Refreshments in certain Districts and to impose a Fee on the registration of names of Spirit Merchants.'"
17 Vic. No. 20	"An Act to authorise for a limited period an Assessment on Stock."
18 Vic. No. 3	"An Act to prevent the Influx of Criminals into Victoria."
18 Vic. No. 16	"An Act to re-enact three Acts passed in the ninth eleventh and sixteenth years of the reign of Her present Majesty respecting the law between Masters and Servants"
18 Vic. No. 17	"An Act to continue an Act intituled 'An Act to make provision for the sale of Fermented and Spirituous Liquors and of Refreshments in certain Districts.'"
18 Vic. No. 33	"An Act to further continue an Act intituled 'An Act to make provision for the Sale of Fermented and Spirituous Liquors and of Refreshments in certain Districts.'"
19 Vic. No. 1	"An Act to further continue an Act intituled 'An Act to prevent for a limited time Party Processions and certain other public exhibitions in the Colony of New South Wales.'"
19 Vic. No. 3	"An Act to continue for a limited period an Act intituled 'An Act to prevent the Influx of Criminals into Victoria.'"
19 Vic. No. 5	"An Act to re-enact an Act intituled 'An Act to authorise for a limited period an Assessment on Stock.'"

On the motion of Mr. Ebden, the Assembly agreed to the amendments proposed by His Excellency the Governor in this Bill, and ordered a Message to be transmitted to the Legislative Council acquainting them thereof.

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

FRIDAY, 2ND OCTOBER, 1857.

11. RAILWAYS LOAN BILL.—On the motion of Mr. Ebden, the amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ebden, read a third time and passed.

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

“ An Act to authorize the raising Moneys for the construction of certain Railways.”

Question—put and resolved in the affirmative.

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

12. BOARD OF LAND AND WORKS BILL.—On the motion of Mr. Haines, The amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.

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

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

“ An Act to establish a Board of Land and Works.”

Question—put and resolved in the affirmative.

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

13. MAIN TRUNK RAILWAYS BILL.—On the motion of Captain Clarke, the amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.

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

Captain Clarke moved that the following be the title of the Bill :—

“ An Act to authorize the construction of a Main Trunk Line of Railway from Melbourne to the River Murray, and of a Main Trunk Line of Railway from Geelong to Ballarat.”

Question—put and resolved in the affirmative.

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

14. DISCHARGE OF ORDER OF THE DAY.—On the motion of Captain Clarke, the Assembly ordered that the following Order of the Day be discharged from the Paper :—

“ Railways Construction Bill—Second reading ”

15. RAILWAYS CONSTRUCTION BILL (2^o).—Captain Clarke having, by leave of the Assembly, moved for and obtained leave to bring in a Bill for the construction of Railways, brought up a Bill intituled *“ A Bill for the Construction of Railways,”* and moved that it be now read a first time.

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

16. RAILWAYS SUPERVISION BILL.—Captain Clarke having, by leave of the Assembly, moved for and obtained leave to bring in a Bill for the supervision of Railways, brought up a Bill intituled *“ A Bill to provide for the Supervision of Railways,”* and moved that it be now read a first time.

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

17. SUPPLY—ADDITIONAL ESTIMATES FOR 1857.—Mr Aspinall reported from the Committee of Supply certain resolutions, which were read and agreed to as follow :—

30th September.

- (1.) Resolved—That a sum not exceeding Eighty-three pounds six shillings and eightpence be appropriated to Her Majesty to defray the expenses incurred for clerical assistance in the Master in Equity's Office before the reduction of the amount submitted to the Legislative Assembly.
- (2.) Resolved—That a sum not exceeding Four hundred and fifty pounds be appropriated to Her Majesty to defray the further expense for the year 1857 for contingencies for the Department of General Sessions and County Court for the North-Eastern District.
- (3.) Resolved—That a sum not exceeding Eighty-seven pounds and ten shillings be appropriated to Her Majesty to defray the expense for the year 1857 of an additional clerk in the Department of Collectors and Paymasters of the Treasury.
- (4.) Resolved—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of levelling, fencing and removing nuisances from unsold land and reserves within the city boundary.
- (5.) Resolved—That a sum not exceeding Twenty-five thousand pounds be appropriated to Her Majesty to defray the expense for the year 1857 of providing labor on the public roads of the colony at the present time.
- (6.) Resolved—That a sum not exceeding Two hundred and twenty-five pounds be appropriated to Her Majesty to defray the further expense of salaries in the Department of the Auditor General.
- (7.) Resolved—That a sum not exceeding Five hundred pounds be appropriated to Her Majesty towards defraying the expense for the year 1857 of erecting and maintaining a Magnetic Observatory.

(8.) Resolved—That a sum not exceeding Three hundred and five pounds and twelve shillings be appropriated to Her Majesty to defray the expense of the Miscellaneous Services hereunder set forth, viz. :—

A sum not exceeding Fourteen pounds and seventeen shillings reimbursement to the Revenue for Tonnage Duties remitted to the London Missionary Society, as owners of the vessel "John Williams;"

A sum not exceeding One hundred and seventy pounds for raising the schooner "Harlequin" from the bed of the River Yarra Yarra; and

A sum not exceeding One hundred and twenty pounds and fifteen shillings to reimburse the Imperial Government for the pay of Captain Ross, R.E., and the men under his command during the period of their voyage to England.

(9.) Resolved—That a sum not exceeding Three hundred and fifty pounds be appropriated to Her Majesty to defray the expense for the year 1857 of reimbursing the Municipal Council of Beechworth for the expenses incurred in removing bodies to the cemetery from land recently sold by the Government.

(10.) Resolved—That a sum not exceeding Nine hundred and forty-seven pounds be appropriated to Her Majesty to defray the expenses for the year 1857 of the Railway Department at the Williamstown Station, such sum to be chargeable on the sum of Five hundred thousand pounds voted by the Legislative Assembly for Railway purposes.

18. CHINESE RESIDENTS BILL.—Mr. Haines moved, That this Bill be now read a second time.

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

On the motion of Mr. Haines, the Assembly ordered that this Bill be now committed to a Committee of the whole House.

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

The Chairman reported progress, and obtained leave to sit again this day.

19. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 3rd November next :—

"Standing Orders relating to Private Bills—To be committed."

20. MR. P. REID.—The House, according to Order, proceeded to consider the Report from the Select Committee on Mr. P. Reid's case, when Mr. Humffray moved—

(1.) That the matter should be referred to the decision of three arbitrators, one to be named by Government, one by Mr. Reid, and a third by the arbitrators, before proceeding to the inquiry, of whom any two may make the award.

(2.) That the expenses charged as to Mr. Barber acting as umpire should be disallowed, but that the other expenses already put forward, as well as expenses for the future, should be ascertained and determined in such award.

(3.) That this inquiry should not go beyond the Report of the Legislative Council of 28th March, 1854, and that the amount of compensation should not exceed the sum claimed by the petitioner, *videlicet*, £2000 (two thousand pounds).

Question—put and resolved in the affirmative.

21. SUSPENSION OF ORDER.—On the motion of Mr. Haines, the House suspended the Order relating to the hour of meeting of the House on Fridays.

22. ADJOURNMENT OF THE HOUSE.—Mr. Haines moved, That this House at its rising do adjourn until one o'clock p.m. this day.

Question—put and resolved in the affirmative.

Assembly adjourned at a quarter to one o'clock until one o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 132.

FRIDAY, 2ND OCTOBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. Moore presented—
Public Works.—Return No. 3 of Supernumerary Professional Officers employed in the Department of Public Works, shewing their number, rates of pay, and work performed, from 30th June to 1st October, 1857.
Ordered to lie on the Table.
3. MR. J. SNOWBALL.—Mr. Harker moved, pursuant to *amended* notice, That this House will, on Tuesday, 3rd November next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to cause to be placed on the Estimates for 1857 the sum of £633 4s., for the purpose of remunerating Mr. J. Snowball, in accordance with the report from the Select Committee appointed to enquire into his case.
Question—put and resolved in the affirmative.
4. ROAD BOARD.—Mr. Heales moved, pursuant to notice, for Returns shewing the methods adopted by the Road Board for forming and keeping in repair the roads throughout the Colony :—
(1.) The kind of contracts entered into by the Board for forming the roads and supplying and spreading the broken metal.
(2.) The average price per yard paid for metal supplied, and the average price per yard paid for spreading the same during the eight months ending 1st September, 1857.
(3.) The average number of day laborers employed by the Board during the same period.
(4.) Whether it is not the custom for the Board to accept tenders for the supply of day laborers; if so, the number so employed, and the contract price during the same time.
(5.) The names of such contractors, with an abstract of each contractor's weekly or monthly certificates for payment.
Question—put and resolved in the affirmative.
5. PUBLIC EDUCATION BILL.—Mr. Michie having, pursuant to notice, moved for and obtained leave to bring in a Bill to regulate Public Education, brought up a Bill intituled "*A Bill to regulate Public Education in the Colony of Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time, ordered to be printed and read a second time Wednesday, 4th November next.
6. STEAM DREDGE.—Mr. Sargood moved, pursuant to notice given by Mr. D. S. Campbell, for a Return of the number of Punts now attached to the Steam Dredge at work in the Yarra; together with the number and capacity of Punts loaded each day, from the 1st August to the 1st October, 1857.
Question—put and resolved in the affirmative.
7. MELBOURNE AND SUBURBAN RAILWAY AND ST. KILDA AND BRIGHTON RAILWAY BILLS.—
Mr. Brooke moved, by leave of the Assembly, That leave be given to these Committees to meet during the adjournment of the Assembly.
Question—put and resolved in the affirmative.
8. CASTLEMAINE GAOL.—Mr. Ireland moved, pursuant to *amended* notice, for copies of the Correspondence between the Local Authorities at Castlemaine and Ballarat and the President of the Board of Land and Works relative to the new gaols now in course of erection at Castlemaine and Ballarat.
Debate ensued.
Question—put and resolved in the affirmative.
9. COAL FIELDS COMMITTEE.—Mr. Hughes, Chairman, brought up a Progress Report from this Committee.
Report read by the Clerk—Ordered to lie on the Table and to be printed, and taken into consideration Tuesday, 3rd November next.

10. MELBOURNE AND SUBURBAN RAILWAY AND ST. KILDA AND BRIGHTON RAILWAY BILLS.—
Mr. D. S. Campbell, by leave of the Assembly, moved, That his name be discharged from the Select Committees on these Bills.
Debate ensued.
Question—put and resolved in the affirmative.
Mr. Ebdon, by leave of the Assembly, moved, That his name be discharged from the Select Committees on these Bills.
Debate ensued.
Question—put and resolved in the affirmative.
11. SUSPENSION OF STANDING ORDER.—Dr. Evans moved, That Standing Order No. 37 be suspended.
Debate ensued.
Question—put and resolved in the affirmative.
12. RESCINDING OF RESOLUTION.—Dr. Evans then moved, That the resolution arrived at this day giving leave to the Committees on the Melbourne and Suburban, and the St. Kilda and Brighton Railway Bills, to meet during the recess, be rescinded.
Debate ensued.
Question—put and resolved in the affirmative.
13. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor—
Agricultural and Live Stock—Statistics of the Colony of Victoria, for the year ending 31st March, 1857.
Ordered to lie on the Table.
14. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 3rd November next :—
“ Gold Mining on Private Property Bill—Second reading.”
15. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“ Refreshment Rooms—Report from Committee to be considered.”
16. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly being read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported progress and obtained leave to sit again after the consideration of the next Order of the Day.
17. RAILWAYS CONSTRUCTION BILL (2°).—Captain Clarke moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
On the motion of Captain Clarke, the Assembly ordered that this Bill be committed to a Committee of the whole Assembly.
And on the further motion of Captain Clarke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
The Chairman having reported the Bill, with amendments, the Assembly ordered the same to be taken into consideration this day.
18. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
The Chairman reported the Bill with amendments.
On the motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
The Chairman reported progress and obtained leave to sit again this day.
19. A MESSAGE BY THE USHER OF THE LEGISLATIVE COUNCIL.
MR. SPEAKER,
The Governor desires the immediate attendance of this Honorable House in the Legislative Council.
Accordingly Mr. Speaker, with the House, went to the Legislative Council, and being returned—
Mr. Speaker reported that the House had been at the Legislative Council, when His Excellency the Governor was pleased to give the Royal Assent to the following Bills, viz :—
“ An Act for the continuation of Expiring Laws.”
“ An Act to direct the payment of certain monies into the Consolidated Revenue.”
“ An Act to enable the Melbourne and Hobson's Bay Railway Company to raise additional capital and to extend the provisions of the Acts relating to the Company and for conferring on the Company additional powers in relation to the undertaking and for other purposes.”
“ An Act for regulating Juries.”
“ An Act for the confirmation of certain Pensions.”
“ An Act to regulate the importation carriage and custody of Gunpowder.”

"An Act for the Interpretation of Legislative Enactments and for shortening the Language used therein."

"An Act to amend an Act to enable the Trustees for the time being of certain portions of the Belfast Church of England Lands in the Colony of Victoria to sell certain portions of the said Lands."

"An Act to provide for the Collection and Payment of the Public Monies the Audit of the Public Accounts and the Protection and Recovery of the Public Property."

20. **ELECTORAL ACT AMENDMENT BILL.**—The Order of the Day for the further reconsideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further reconsideration thereof.

The Chairman having reported the Bill with amendments, the Assembly adopted the same, and ordered the Bill to be read a third time this day.

21. **MESSAGES FROM THE LEGISLATIVE COUNCIL.**—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they disagree with the first amendment made by the Legislative Assembly in the proposed Additional Joint Standing Orders, viz., "to omit all the words after the word 'originated' in the first proposed Order," and that they agree to the second and third amendments made by the Legislative Assembly in the second proposed Order.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 2nd October, 1857.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled *"An Act to incorporate a Company to be called The Ballarat Gas Company and for other purposes,"* and acquaint the Legislative Assembly that the Legislative Council have agreed to the Bill without any amendment in the body of the same, but have rectified the numbering of certain clauses, with which rectification they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 2nd October, 1857.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a copy of the Report of the Joint Refreshment Rooms Committee, adopted by the Legislative Council this day, to which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER.
President.

Legislative Council Chamber,
Melbourne, 2nd October, 1857.

22. **SUPERVISION OF RAILWAYS BILL.**—Captain Clarke moved, That this Bill be now read a second time.

Debate ensued.

Mr. Read moved, That the word "now" be omitted, and the words "on Tuesday, 3rd November next" be added after the word "time."

Debate continued.

Mr. Fellows moved, That the further debate on this subject be adjourned until after the third reading of the Electoral Act Amendment Bill.

Question—put and resolved in the affirmative.

23. **RAILWAYS CONSTRUCTION BILL (2^o).**—On the motion of Captain Clarke, the Assembly agreed to the amendments made by the Committee of the whole on this Bill.

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

Captain Clarke then moved that the following be the title of the Bill :—

"An Act for the Construction of Railways."

Question—put and resolved in the affirmative.

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

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

Mr. Haines moved that the following be the Title of the Bill:—

“An Act to extend the right of voting and to provide for the registration of Parliamentary Electors.”

Question—put and resolved in the affirmative.

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

25. **SUPERVISION OF RAILWAYS BILL.**—Debate resumed.

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

Assembly divided.

Ayes, 17.

Mr. Ebdon,
Dr. Embling,
Mr. Fellows,
Mr. Haines,
Mr. Heales,
Mr. Humffray,
Mr. Ireland,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Ricardo,
Mr. Sargood,
Mr. Snodgrass,
Mr. Wilkie,
Capt. Clarke, } *Tellers.*
Mr. McCulloch, }

Noes, 11.

Mr. Adamson,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,
Chas. Read,
Mr. Smith,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Harker, }

And so it was resolved in the affirmative.

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

Assembly divided.

Ayes, 17.

Mr. Ebdon,
Dr. Embling,
Mr. Fellows,
Mr. Haines,
Mr. Heales,
Mr. Humffray,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Ricardo,
Mr. Sargood,
Mr. Snodgrass,
Mr. Wilkie,
Capt. Clarke, } *Tellers.*
Mr. Ireland, }

Noes, 4.

Mr. Blair,
Mr. Phelan,
Mr. Adamson, } *Tellers.*
Mr. Myles, }

And so it was resolved in the affirmative.

Bill read a second time.

Captain Clarke moved that this Bill be “now” committed to a Committee of the whole “House.”

Mr. D. S. Campbell moved that the word “now” be omitted, and the words “this day six months” added after the word “House.”

Debate ensued.

Amendment by leave withdrawn.

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

On the motion of Captain Clarke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Tuesday, 3rd November next.

26. **CHINESE RESIDENTS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported that notice had been taken in the Committee that there was not a quorum of Members present, when Mr. Speaker counted the House, and there appearing to be a quorum of Members present,

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

The Chairman reported the Bill with amendments.

On the motion of Mr. Haines, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly adopted the same and ordered the Bill to be read a third time, Wednesday, 4th November next.

27. PENAL DISCIPLINE.—Mr. Blair, on behalf of Mr. Wills, moved, That the following practical reforms in the Penal Department recommended in the Report of the Select Committee on Penal Discipline, laid on the Table of the House on the 11th of September instant, are such as meet the approval of this House, and the House recommend that the Government ought to take immediate steps to carry those reforms into effect, viz. :—

- (1.) The erection of a main central prison at Pentridge capable of accommodating all the criminals of both sexes at present under long sentences, on the plan of classification recommended in the last Report of the present Inspector General.
- (2.) The abolition of the hulk system as at present maintained.
- (3.) The sale of the site and buildings of the Western Gaol of Melbourne, and the transference of the female prisoners confined there to the new building at Pentridge.
- (4.) The abolition of the Eastern Gaol of Melbourne and the transference of the prisoners confined there to the Melbourne main goal.
- (5.) The separation of juvenile criminals from adult criminals, and of lunatics from sane criminals.
- (6.) The limitation of the discretionary powers of single visiting justices, as set forth in the Act 17 Victoria No. 26, to the extent recommended by the Select Committee.
- (7.) The appointment by the Government of two chaplains, the one a Protestant and the other a Roman Catholic clergyman, to take the religious supervision of the criminals in the main prison.

Question—put and resolved in the affirmative.

Assembly adjourned at four minutes to eleven o'clock until four o'clock on Tuesday, 3rd November next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 133.

TUESDAY, 3RD NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor :—
Astronomical Observatory.—Half-Yearly Report of the Superintendent of the
Astronomical Observatory, ending 30th June, 1857.
Ordered to lie on the Table.
Mr. Haines presented, by command of His Excellency the Governor :—
Mining Resources of the Colony of Victoria.—Second Progress Report of the Com-
missioners appointed to enquire into the mining resources of the Colony.
Ordered to lie on the Table.
Mr. Haines also presented, pursuant to Act of Council 17 Victoria No. 13 :—
Corporation of Melbourne.—Return of Expenditure.
Ordered to be printed.
Mr. Haines also presented, pursuant to Act of Council 17 Victoria No. 31 :—
Fitz Roy Ward Improvement.—Return of Receipts and Expenditure for the year
ending 31st August, 1857.
Ordered to be printed.
Mr. Haines also presented, pursuant to Act of Council 18 Victoria No. 37 :—

Castlemaine	}	Local Court Regulations.
Raglan		
Fryer's Creek		
Creswick		
Heathcote		
Hepburn		

Severally ordered to be printed.
3. RESIGNATION OF SEAT.—Mr. Speaker announced that he had this day received a letter from
Mr. J. F. L. Foster, resigning his seat in the Assembly as member for the Electoral
District of Williamstown.
4. PAPERS.—Mr. Ebdon presented, pursuant to Act of Council 4 Victoria No. 13 :—
Banks' Liabilities and Assets.—General Abstract of Returns of the Average
Liabilities and Assets of the several Banks in Victoria, for the quarter ending
30th September, 1857.
Ordered to be printed.
5. REFRESHMENT ROOMS.—Mr. Findlay, by leave of the Assembly, moved, That the Message
from the Legislative Council relating to the management of the Refreshment Rooms of
the Parliament Houses, be printed and taken into consideration Thursday, 6th November
instant.
Question—put and resolved in the affirmative.
6. ADDITIONAL JOINT STANDING ORDERS.—Mr. Fellows, by leave of the Assembly, moved,
That this House will not insist on the first amendment as proposed in the Additional
Joint Standing Orders, and that there be inserted after the word "originated" the words
"which House may deal with the same as with other amendments."
Question—put and resolved in the affirmative.
Ordered that a Message be transmitted to the Legislative Council acquainting them thereof.
7. PETITION.—Captain Anderson presented a Petition from certain Landowners and Inhabitants
in the parishes of Brighton, Moorabbin, Mordialloc, Eumemmerring, and Dandenong, in
the county of Bourke, praying the House would give an instruction to the Select
Committee to which the Melbourne and Suburban Company's Bill has been referred, to
permit the promoters of that measure to embody in their Bill powers to make and
establish Railway communication between the township of Dandenong and the Railway
of the said Company.
Ordered to lie on the Table.
8. BALLAARAT GAS COMPANY'S BILL.—On the motion of Mr. Fellows, the Assembly agreed to
the amendments made by the Legislative Council in this Bill, and ordered a Message to be
transmitted to the Council acquainting them thereof.

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled “ *An Act to enable the Shareholders of a Joint Stock Insurance Company established in the Colony of Victoria under the style or title of ‘ The Australasian Fire and Life Insurance Company,’ to sue and be sued in the name of the Chairman for the time being of the Board of Directors of the said Company, and to limit the Liability of such Shareholders, and for other purposes,*” and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
3rd November, 1857.

On the motion of Mr. Langlands, the Assembly ordered that the amendments in the above Bill be taken into consideration to-morrow.

10. PETITION.—Mr. Greeves presented a Petition from Patrick Burke, styling himself chairman of a public meeting of the landholders and residents in the district of Epping, county of Bourke, praying the House to reject the Public Education Bill, and to refrain from legislating on so important a matter as that of the education of the people until the more settled state of the Colony will enable this House to approach that momentous subject with sufficient data for the construction of a Bill based upon a fair and equal recognition of financial and religious rights.

Ordered to lie on the Table.

11. VACCINATION LAW AMENDMENT BILL.—Mr. Haines having moved for and obtained leave to bring in a Bill to amend the Law relating to Vaccination, brought up a Bill, intituled “ *A Bill to amend the Law relating to Vaccination,*” and moved, That it be now read a first time.

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

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

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

On the motion of Mr. Haines, the Assembly ordered that this Bill be committed to a Committee of the whole House;

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

The Chairman having reported the Bill without amendment, the Assembly adopted the same, and ordered the Bill to be read a third time this day.

12. PETITION.—Mr. Davis presented a Petition from the Miners and Trading Community of the Gold District of Omeo, respecting police and other establishments on those Gold Fields. Petition read by the Clerk, and ordered to lie on the Table.

13. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to make Powers of Attorney valid in certain cases;*” also to the Bill intituled “ *An Act to establish a Board of Land and Works,*” without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
3rd November, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act for making and maintaining a Bridge over the Campaspe River at Echuca,*” without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
3rd November, 1857.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled “ *An Act for the more easy Recovery of certain Debts and Demands;*” a Bill intituled “ *An Act for amending the Laws relative to the Gold Fields;*” also, a Bill intituled “ *An Act to extend the Right of Voting, and to provide for the Registration of Parliamentary Electors,*” with amendments, to which the Legislative Council desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
3rd November, 1857.

On the motion of Mr. Fellows, the Assembly ordered that the amendments made in the Bills referred to in the last Message be taken into consideration to-morrow.

14. **PRINTING REPORT.**—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the 26th Report from the Printing Committee.
Ordered to be printed.
15. **MR. H. MATSON.**—Mr. Horne moved, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place upon the Estimates the sum of money mentioned in the Report from the Select Committee appointed to enquire into this case.
Question—put and resolved in the affirmative.
16. **MR. JOHN SNOWBALL.**—Mr. Harker moved, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place upon the Estimates a sum of money to carry out the recommendation of the Select Committee on this case.
Question—put and resolved in the affirmative.
17. **DISCHARGE OF ORDER OF THE DAY.**—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“ Gold Mining on Private Property Bill—Second reading.”
18. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Standing Orders relating to Private Bills—To be committed,” until to-morrow.
“ Coal Fields—Report from Select Committee to be considered,” until Tuesday, 10th November instant; and
“ Supervision of Railways Bill—To be further considered in Committee,” and
“ Vaccination Law Amendment Bill—Third reading,” until to-morrow.

Assembly adjourned at sixteen minutes to six o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 134.

WEDNESDAY, 4TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Embling presented a Petition from Andrew Rutherford, of Colac, praying the House would adopt the necessary steps for postponing the sale of certain Crown Lands, and, further, to appoint a Committee or adopt such other procedure as it might deem expedient for the purpose of investigating the claim of the Petitioner in respect of the above matters referred to.
Ordered to lie on the Table.
Mr. Harker presented a Petition from James B. Motherwell, M.D., styling himself President of the Medical Society of Victoria, praying the House to grant a brief postponement of the Vaccination Law Amendment Bill, in order that time might be afforded to this House to acquire the necessary information to enable it to legislate on sound and rational principles.
Petition read by the Clerk and ordered to lie on the Table.
3. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Haines, the Assembly ordered that the following Order of the Day be discharged from the Paper :—
“ *Vaccination Law Amendment Bill—Third reading.*”
4. VACCINATION LAW AMENDMENT BILL.—Mr. Haines moved, That this Bill be recommitted to a Committee of the whole House, for reconsideration.
Question—put and resolved in the affirmative.
Mr. Haines then moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of this Bill.
Debate ensued.
Question—put and resolved in the affirmative.
The Chairman reported the Bill with amendments.
On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further reconsideration of this Bill.
The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“ *Estimates—To be further considered in Committee.*”
5. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“ *Public Education Bill—Second reading.*”
6. CHINESE RESIDENTS BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Haines, read a third time and *passed*.
Mr. Haines moved that the following be the title of the Bill :—
“ *An Act to regulate the residence of the Chinese population in Victoria.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
7. COUNTY COURTS BILL.—The House proceeded, according to Order, to take into consideration the amendments made by the Legislative Council in this Bill.
On the motion of Mr. Fellows, the Assembly agreed to the amendments made by the Council in Clauses III. and IX. of this Bill.
On the motion of Mr. Fellows, the Assembly amended the amendment made by the Council in Clause XIII. of the Bill, by inserting the word “ *through*” instead of the word “ *from*”; and
On the further motion of Mr. Fellows, the Assembly agreed to the amendment of the Council in this Clause as so amended.

- On the motion of Mr. Fellows, the Assembly agreed to the amendments made by the Legislative Council in Clauses XXI. and LXXII. of this Bill.
- On the motion of Mr. Fellows, the Assembly disagreed to the amendment made by the Legislative Council in the second schedule to this Bill; and
- On the further motion of Mr. Fellows, the further consideration of the amendments made in this Bill by the Legislative Council was postponed until to-morrow.
8. GOLD FIELDS LAW AMENDMENT BILL.—The House, according to Order, proceeded to take into consideration the amendments made by the Legislative Council in this Bill.
- On the motion of Mr. Fellows, the Assembly amended the amendment made by the Council in Clause XX. of this Bill, by inserting the word “through” instead of the word “from;” and
- On the further motion of Mr. Fellows, the Assembly agreed to the amendment of the Council in this Clause as so amended.
- On the motion of Mr. Fellows, the Assembly agreed to the amendments made by the Legislative Council in Clauses XXVII., LVIII., LXXI., and CXI.; and
- On the further motion of Mr. Fellows, the further consideration of the amendments made in this Bill by the Legislative Council was postponed until to-morrow.
9. ELECTORAL ACT AMENDMENT BILL.—The House, according to Order, proceeded to take into consideration the amendments made by the Legislative Council in this Bill.
- On the motion of Mr. Fellows, the Assembly agreed to the amendments made by the Legislative Council in this Bill, and ordered that a Message be sent to the Legislative Council informing them thereof.
10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 11th November inst. :—
“Supervision of Railways Bill—To be further considered in Committee.”
11. MELBOURNE AND SUBURBAN, AND ST. KILDA AND BRIGHTON RAILWAY BILLS.—Mr. Hughes moved, pursuant to amended notice, That the names of the Honorable C. H. Ebdon, D. S. Campbell, Esq., and Capt. Anderson, be added to the Committee on these Bills.
 Question—put and resolved in the affirmative.
12. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—The House, according to Order, proceeded to take into consideration the amendments made by the Legislative Council in this Bill.
- On the motion of Mr. Langlands, the Assembly agreed to the amendments made by the Council in this Bill, and ordered that a Message be transmitted to the Council acquainting them therewith.
13. MR. H. MATSON.—On the motion of Mr. Horne, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place upon the Estimates a sum of money to carry out the recommendation of the Select Committee on this case.
 The Chairman having reported that the Committee had resolved that in the opinion of the Committee it is expedient that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to place a sum of £2000 on the Estimates in full liquidation of the claim of Mr. Henry Matson for land and injury sustained; the Assembly ordered the above resolution to be taken into consideration to-morrow.
14. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow—
“Standing Orders relating to Private Bills—To be committed.”
15. MR. JOHN SNOWBALL'S CASE.—On the motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place upon the Estimates a sum of money to carry out the recommendation of the Select Committee on this case.
 The Chairman having reported that notice had been taken there was not a quorum of members present in the Committee, Mr. Speaker counted the House, and it appearing there was not a quorum of members present, Mr. Speaker adjourned the House at twenty-seven minutes to nine o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

7. COUNTY COURTS BILL.—The House proceeded, according to Order, to the further consideration of the amendments made by the Legislative Council in this Bill.
On the motion of Mr. Fellows, the Assembly ordered that the words “by the Clerk” be struck out of the twenty-seventh and twenty-eighth lines of Clause XIII. of this Bill.
Ordered—That this Bill be returned to the Legislative Council, with a Message, stating the reason for the amendments in Section XIII. is, that the Clerk must, by the “*Audit Act*,” pay all monies received by him into the Treasury, and not directly to any person; and the reason for not agreeing to the amendment in the second Schedule is, that as by Section XXII. the complaint must be of a “debt,” and as the damage mentioned in the amendment is not legally “a debt,” the requirements could not be complied with.
8. GOLD FIELDS LAW AMENDMENT BILL.—The House, according to Order, proceeded to the further consideration of the amendments made by the Council in this Bill.
On the motion of Mr. Fellows, the Assembly ordered that the words “by the clerk” be struck out of line twenty-seven of Section XX. of this Bill.
Ordered—That the Bill be returned to the Legislative Council, with a Message, stating that the reason for the amendments in Section XX. is, that the clerk must, by the “*Audit Act*,” pay all monies received by him into the Treasury, and not directly to any person.
9. DANDENONG PETITION.—Capt. Anderson moved, pursuant to notice, That the prayer of the Petition of certain inhabitants of Brighton and Dandenong, now on the Table of this House, relating to the extension of the powers of the Suburban Railway, be taken into consideration, with the view of moving that the instructions prayed for be given.
Debate ensued.
Motion by leave withdrawn.
10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 10th November instant:—
“*Refreshment Rooms—Message from Legislative Council—To be considered.*”
11. MR. MATSON’S CASE.—The House agreed to the Resolution in this case reported from the Committee yesterday, and ordered an Address to be presented to His Excellency the Governor accordingly.
12. STANDING ORDERS RELATING TO PRIVATE BILLS.—On the motion of Mr. Fellows, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole to consider the Standing Rules and Orders relating to Private Bills.
The Chairman reported progress and obtained leave to sit again Tuesday, 10th November instant.
- Assembly adjourned at six o’clock until four o’clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 136.

FRIDAY, 6TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair, and having at half-past four o'clock counted the House, and a quorum of Members not being present, adjourned the House until Tuesday next at four o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 137.

TUESDAY, 10TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. PAPERS.—The following papers were, pursuant to the Act 18th Victoria No. 37, presented to the House —

Ararat	} Local Court Regulations.
Castlemaine	
St. Andrews	
Beechworth	

Severally ordered to be printed.

3. STANDING ORDERS.—Mr. Speaker announced that His Excellency the Governor had approved of the Joint Standing Orders lately adopted by the Legislative Council and the Legislative Assembly, and the additional Standing Orders lately adopted by the Legislative Assembly.
 4. ELECTORAL AMENDMENT BILL.—Mr. Speaker laid on the table a communication from the Clerk of the Parliaments respecting clerical errors that had been discovered in this Bill, which was read by the Clerk, and is as follows:—

MR. SPEAKER,

I do myself the honor to report to the Legislative Assembly that I have learned from the Honorable the Solicitor General that he has discovered the following clerical errors in the "*Right of Voting and Registration of Electors Bill*."

In Clause XVIII. the words "the person so objecting shall also on or before the same day give or cause to be given to the Registrar of such province or district as the case may be a notice according to the said form and" should be left out.

In Clause XIX. (third line of same) the word "seventh" should be altered into "sixth."

In Clause XXII. the words "the persons so objecting shall also on or before the same days respectively give or cause to be given to the Registrar of such province or district as the case may be a notice according to the said form and" should be left out.

In Clause XXXV. (line 21 of same) the words "said Registrar or to the" should be left out.

In the margin of the First Schedule there should be "Sect. 15."

In the margin of the Second Schedule there should be "Sect. 15, 19."

In the margin of the Third Schedule there should be "Sect. 16, 20."

In the margin of the Fourth Schedule there should be "Sect. 17, 21."

In the margin of the Fifth Schedule there should be "Sect. 18, 22."

In the Fifth Schedule the words "To the Registrar of the" should be left out.

The word "you" after the words "I hereby give" should be struck out.

The Sixth Schedule should be struck out.

The word "Seventh" at the head of the last Schedule but one should be altered into "Sixth."

In the margin of the same Schedule there should be "Sect. 19."

Furthermore, I have the honor to report, but not at the instance of the Honorable the Solicitor General, that in the proviso at the end of the XIII clause of the Bill, some words appear to have been omitted, of which the effect would have been to limit the continuance of the present divisions of Provinces or Districts until the alterations contemplated by the clause may have been made.

(Signed)

G. W. RUSDEN,
Clerk of the Parliaments.

Parliament Houses,
Melbourne, 10th November, 1857.

5. MELBOURNE AND SUBURBAN RAILWAY BILL.—Mr. Brooke, Chairman, brought up a Report from the Select Committee to which this Bill was referred.
 Ordered to lie on the Table.

6. PETITIONS.—Mr. Sargood presented a Petition from certain residents at Wangaratta, praying the House would be pleased to take the statements set forth in the Petition into full consideration and cause inquiry to be made as to the truth of the allegations made by the petitioners, and that in dealing with the educational establishments for the ensuing year this House might see fit to place such restrictions upon the distribution of the funds granted by this House for educational purposes, as would prevent their expenditure upon churches, chapels, or any other buildings used for purposes of worship under pretence of the same being educational establishments.

Petition read by the Clerk and ordered to lie on the Table.

Mr. Brooke presented a Petition from certain Directors of the Melbourne and Hobson's Bay Railway Company, praying that this House would not allow the Bill for the Supervision of Railways, now before the House, to pass into law, without expunging therefrom the clauses mentioned in the Petition; and further, that the Petitioners might be heard by Counsel at the Bar of this House in opposition to such clauses.

Ordered to lie on the Table.

7. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Twenty-seventh Report from this Committee.
Ordered to be printed.

8. MR. JOHN SNOWBALL.—Mr. Harker moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor requesting His Excellency to place upon the Estimates a sum of money to carry out the recommendation of the Select Committee on this case.

The Chairman having reported that the Committee had come to certain Resolutions.

Ordered—That the said Resolutions be received to-morrow.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to authorise the construction of a Main Trunk Line of Railway from Melbourne to the River Murray, and of a Main Trunk Line of Railway from Geelong to Ballarat.*"

Also the Bill intituled "*An Act to authorise the raising of money for the construction of certain Railways,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which the Legislative Council desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
10th November, 1857.

MR. SPEAKER,

The Legislative Council request the concurrence of the Legislative Assembly in the following additional Joint Standing Order, viz:—

That so much of the Joint Standing Order No. IX. as requires that five members shall be present to form a quorum of the Library Committee, be repealed, and and that three members thereof do henceforth form a quorum.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 10th November, 1857.

Ordered that the said Messages be taken into consideration to-morrow.

10. APPROPRIATION BILL.—Mr. Ebdon moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
On the motion of Mr. Ebdon, the Assembly ordered that this Bill be committed to a Committee of the whole House.
And on the further motion of Mr. Ebdon, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
The Speaker reported progress and obtained leave to sit again to-morrow.

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

"*Coal Fields—Report from Select Committee to be considered.*"

"*Refreshment Rooms—Message from Legislative Council—To be considered.*"

"*Standing Orders relating to Private Bills—To be further considered in Committee.*"

Assembly adjourned at thirty-one minutes past six o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 138.

WEDNESDAY, 11TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Wood presented a Petition from W. Lockhart Morton, praying the House would institute an inquiry into the matter set forth in the Petition by the appointment of a Committee, or otherwise.
Ordered to lie on the Table.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they agree to the amendment made by the Legislative Assembly upon the amendment made by the Legislative Council in the XX. clause of the Bill, intituled, "*An Act for amending the Laws relative to the Gold Fields,*" and that they have also agreed to strike out the words "by the clerk," in the twenty-seventh line of the same clause, as desired by the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 11th November, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they agree to the amendment made by the Legislative Assembly upon the amendment made by the Legislative Council in the XIIIth clause of the Bill, intituled, "*An Act for the more easy recovery of certain Debts and Demands,*" and that they have also agreed to strike out the words "by the Clerk," in the 27th and 28th lines of the same clause, as desired by the Legislative Assembly, but that the Legislative Council cannot forego the amendment made by the Legislative Council in the second schedule.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 11th November, 1857.

On the motion of Mr. Fellows, the Assembly ordered that a Message be transmitted to the Legislative Council, requesting them to appoint a Committee of five members, to confer with a Committee of five members to be appointed by this House, on the subject of the amendment made by the Legislative Council in the second schedule to the Bill for the more easy recovery of debts and demands.

4. PAPERS.—Mr. Moore presented—
Steam Dredge.—Return to an Order of the Assembly dated 2nd October, 1857, for a Return of the number of Punts now attached to the Steam Dredge at work in the Yarra, together with the number and capacity of Punts loaded each day, from 1st August to the 1st October, 1857.
Ordered to lie on the Table.
5. ST. KILDA AND BRIGHTON RAILWAY BILL.—Mr. Brooke, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee.
Ordered to lie on the Table.
6. ELECTORAL ACT AMENDMENT BILL.—Mr. Fellows, pursuant to notice given by him, That the communication from the Clerk of the Parliaments on the subject of clerical errors in this Bill be taken into consideration, moved, "That" in clause XVIII. the words "the person so objecting shall also on or before the same day give or cause to be given to the Registrar of such province or district as the case may be a notice according to the said form and" be left out.

Mr. Greeves moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words "this communication be returned to the Clerk of the Parliaments, as having been made by him *ultra vires*."

Debate ensued.

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

Assembly divided.

Ayes, 22.
 Mr. Adamson,
 Mr. Aspinall,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Embling,
 Mr. Evans,
 Mr. Griffith,
 Mr. Lalor,
 Mr. McCulloch,
 Mr. Service,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Wood,
 Mr. Fellows, } *Tellers.*
 Mr. Moore, }

Noes, 8.
 Mr. Brooke,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Myles,
 Charles Read,
 Mr. Syme,
 Mr. Hughes, } *Tellers.*
 Mr. Humffray, }

And so it was resolved in the affirmative.

Question—That in clause XVIII. the words "the person so objecting shall also on or before the same day give or cause to be given to the Registrar of such province or district as the case may be a notice according to the said form and" be left out—put and resolved in the affirmative.

Mr. Fellows moved, That in clause XIX. (third line of same) the word "seventh" be altered into "sixth."

Question—put and resolved in the affirmative.

Mr. Fellows moved, That in clause XXII. the words "the persons so objecting shall also on or before the same days respectively give or cause to be given to the Registrar of such province or district as the case may be a notice according to the said form and" be left out.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That in Clause XXXV. (line 21 of same) the words "said Registrar or to the" be left out.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That in the Fifth Schedule the words "To the Registrar of the" be left out.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That the word "you" after the words "I hereby give" be struck out.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That the Sixth Schedule be struck out.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That the word "Seventh" at the head of the last Schedule but one be altered into "Sixth."

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, requesting them to concur in the correction of the above clerical errors.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to appoint a Committee of five Members, to confer with a Committee of the Legislative Assembly, upon the amendment made by the Legislative Council in the second schedule to the Bill, intituled, "*An Act for the more easy recovery of certain Debts and Demands*," and have empowered the Committee appointed by the Council to confer this day, in the Library, at half-past five o'clock.

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 11th November, 1857.

Mr. Fellows, by leave of the Assembly, moved, That a Committee, consisting of the following gentlemen, viz., Mr. McCulloch, Mr. Wood, Mr. Griffith, Mr. Aspinall, and Mr. Fellows, be appointed to confer with the Committee appointed by the Legislative Council on the above amendment, and that they have power to meet during the sitting of the House this day.

Question—put and resolved in the affirmative.

8. SUPERVISION OF RAILWAYS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress and obtained leave to sit again to-morrow.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act for preventing the spread of Small Pox,*" without amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
4th November, 1857.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act to correct certain errors in Acts of this Session,*" in which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
11th November, 1857.

Mr. Ebden moved, That this Bill be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time—ordered to be printed, and read a second time to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act for the construction of Railways,*" and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
11th November, 1857.

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

The Chairman having reported the Bill, with amendments, the Assembly ordered the same to be taken into consideration to-morrow.

11. MAIN TRUNK LINES OF RAILWAY BILL.—On the motion of Captain Clarke, the Assembly agreed to the amendment made by the Legislative Council in this Bill, and ordered a Message to be transmitted to the Legislative Council acquainting them thereof.

12. RAILWAYS LOAN BILL.—On the motion of Mr. Ebden, the Assembly agreed to the amendment made by the Legislative Council in this Bill, and ordered a Message to be transmitted to the Legislative Council acquainting them thereof.

13. JOINT STANDING ORDERS.—On the motion of Mr. McCulloch, the Assembly adopted the Joint Standing Order proposed by the Legislative Council on the 10th day of November instant, and ordered a Message to be transmitted to the Legislative Council acquainting them thereof.

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

"*Standing Orders relating to Private Bills—To be further considered in Committee.*"

15. SUSPENSION OF STANDING ORDERS.—Mr. Brooke moved, pursuant to notice, That the Standing Orders of this House be suspended, with a view of the House taking the amendments of the Committee on the Melbourne and Suburban Railway Bill into consideration.

Question—put and resolved in the affirmative.

16. MELBOURNE AND SUBURBAN RAILWAYS BILL.—On the motion of Mr. Brooke, the Assembly agreed to the amendments made by the Select Committee in the Preamble of this Bill, and also in clauses I., III., V., VI., VIII., XII., XIII., XVI., XVIII., XIX., and XXI. thereof.

Mr. Brooke moved, That the House agree with the alterations made in clause XXII. of the Bill, but notice having been taken that there was not a quorum of Members present, Mr. Speaker counted the House, and it appearing there was not a quorum of Members present, Mr. Speaker adjourned the House at eighteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 139.

THURSDAY, 12TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair, and having at half-past four o'clock counted the House, and a quorum of Members not being present, adjourned the House until to-morrow at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 140.

FRIDAY, 13TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Service presented a Petition from certain inhabitants of the district of Richmond, praying the House would with as little delay as possible pass the Melbourne and Suburban Railway Bill; and so aid the industry, the prosperity, and the settlement of a numerous body of colonists, by rendering a speedy and economical transit to the metropolitan markets, that the produce of distant seats of industry would have by means of such railway.
Ordered to lie on the Table.
Dr. Evans presented a Petition from certain inhabitants of Richmond, in public meeting assembled, praying the House would take further time to consider on the best means of carrying on so important a work as the Railways of the Colony, and, by refusing to sanction the present Government scheme, save the country from being precipitated into those evils which the Petitioners are convinced would follow as the natural consequences of such a measure, and that in the meanwhile the House would hasten on the passing of liberal and comprehensive Land and Reform Bills.
Ordered to lie on the Table.
Mr. Humffray presented a Petition from Isidore Le Grand de Zille de Bourbourg, praying the House would cause an investigation into the particulars of an invention mentioned in the Petition, with a view to its adoption by the Government.
Petition read by the Clerk, and ordered to lie on the Table.
3. PAPERS.—Mr. Moore presented—
Ovens River.—Copy of Mr. Engineer Ryley's Report on the Navigation of the Ovens River.
Ordered to lie on the Table.
4. MR. J. G. M. WIGLEY.—Mr. Humffray moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency will be pleased to place upon the Estimates the sum of £166 19s., as compensation to Mr. J. G. M. Wigley, in accordance with the Report from the Select Committee of this House.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 7.

<p>Dr. Evans, Mr. Hancock, Mr. Harker, Mr. Moore, Dr. Owens, Mr. Humffray, } Mr. Hughes, } <i>Tellers.</i></p>		<p style="text-align: center;">Noes, 19.</p> <p>Mr. Adamson, Capt. Anderson, Mr. Aspinall, Mr. D. S. Campbell, Capt. Clarke, Mr. Davis, Mr. Ebden, Dr. Embling, Mr. Fellows, Mr. Findlay, Mr. Greeves, Mr. Haines, Mr. Myles, Mr. Ricardo, Mr. Sitwell, Mr. Smith, Mr. Wilkie, Mr. McCulloch, } Mr. Service, } <i>Tellers.</i></p>
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And so it passed in the negative.

5. SUSPENSION OF STANDING ORDERS.—Mr. Brooke moved, pursuant to notice, That the Standing Orders be suspended, with a view of taking the amendments of the Committee on the St. Kilda and Brighton Railway Bill into consideration.
Debate ensued.

Question—put.
Assembly divided.

Ayes, 22.
Capt. Anderson,
Mr. Aspinall,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Findlay,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. McCulloch,
Mr. Moore,
Dr. Owens,
Mr. Ricardo,
Mr. Sitwell,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Wilkie, }

Noes, 6.
Dr. Evans,
Mr. Greeves,
Mr. Myles,
Mr. Smith,
Mr. Service, } *Tellers.*
Mr. Adamson, }

And so it was resolved in the affirmative.

6. ST. KILDA AND BRIGHTON RAILWAY BILL.—The House, according to Order, proceeded to take into consideration the amendments made by the Select Committee in this Bill.

Mr. Brooke moved, That the Assembly agree to the amendments made in the Preamble of this Bill.

Question—put and resolved in the affirmative.

Mr. Greeves moved, That the further consideration of the amendments made in this Bill be postponed until Tuesday, 17th November instant.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 5.
Dr. Evans,
Mr. Langlands,
Mr. Smith,
Mr. Adamson, } *Tellers.*
Mr. Greeves, }

Noes, 15.
Mr. Aspinall,
Mr. Brooke,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Hancock,
Mr. Harker,
Mr. Humffray,
Mr. Ireland,
Mr. McCulloch,
Mr. Ricardo,
Mr. Wood,
Mr. Hughes, } *Tellers.*
Mr. Moore, }

And so it passed in the negative.

Mr. Hughes moved, That Mr. Humffray have leave to move that the marginal notes only of the clauses of the St. Kilda and Brighton Railway Bill be read.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 17.
Mr. Aspinall,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. Humffray,
Mr. Ireland,
Mr. McCulloch,
Mr. Myles,
Mr. Ricardo,
Mr. Wilkie,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Moore, }

Noes, 5.
Dr. Evans,
Mr. Langlands,
Mr. Smith,
Mr. Greeves, } *Tellers.*
Mr. Adamson, }

And so it was resolved in the affirmative.

Mr. Humfray moved, That the marginal notes only of the clauses of the St. Kilda and Brighton Railway Bill be read.

Debate ensued.

Question—put and resolved in the affirmative.

Clauses I. to XIX. inclusive read and agreed to by the House.

The marginal note of Clause XX. having been read—

Mr. Greeves moved, That Clause XX. be struck out from the Bill.

Debate ensued.

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

Clauses XXII. to XXVIII., both inclusive, read and agreed to by the House.

The House ordered that the consideration of Clause XXIX. be postponed.

Clauses XXX. to XXXIV., both inclusive, read and agreed to by the House.

On the motion of Mr. Brooke, the further consideration of this Bill was postponed until Tuesday, 17th November instant.

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

The Chairman reported the Bill with amendments.

On the motion of Captain Clarke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly ordered the same to be taken into consideration Tuesday, 17th November instant.—Bill as amended to be printed.

8. CORRECTION OF ERRORS BILL.—Mr. Fellows now moved, That this Bill be now read a second time.

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

On the motion of Mr. Fellows, the Assembly ordered that this Bill be committed to a Committee of the whole House.

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

The Chairman having reported the Bill without amendment, the Assembly ordered the Bill to be read a third time this day.

9. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ebdon, the Assembly ordered that the following Order of the Day be discharged from the Paper :—

“ Appropriation Bill—Adoption of Report.”

10. APPROPRIATION BILL.—On the motion of Mr. Ebdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

The Chairman having reported the Bill with further amendments, the Assembly adopted the Bill as amended.

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

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

“ An Act to appropriate the Consolidated Revenue to the service of the year One thousand eight hundred and fifty-seven, and for other purposes.”

Question—put and resolved in the affirmative.

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

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

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

“ An Act to correct certain Errors in Acts of this Session.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message informing them that the Legislative Assembly had agreed to the same without amendment.

12. RAILWAYS CONSTRUCTION BILL.—On the motion of Captain Clarke, the Assembly agreed to the amendments made by the Legislative Council in this Bill, and ordered a Message to be transmitted to the Council acquainting them thereof.

13. STANDING ORDERS RELATING TO PRIVATE BILLS.—The Order of the Day for the further consideration of the Standing Orders relating to Private Bills in Committee of the whole Assembly, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 17th November instant.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 17th November instant :—

“ Coal Fields—Report from Select Committee—To be considered.”

“ Refreshment Rooms—Message from Legislative Council—To be considered.”

15. MELBOURNE AND SUBURBAN RAILWAY BILL.—The House, according to order, proceeded to take into further consideration the amendments made by the Select Committee in this Bill.

Mr. Brooke moved, That the amendment made in Clause XXI. be agreed to.

Mr. Greeves moved, as an amendment, That the word "seventy" in the second line be omitted, and the word "thirty" inserted instead thereof.

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

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

Clauses XXII. to XXV., both inclusive, read and agreed to.

Clause XXVII. having been read—

Mr. Greeves moved, That the following words be added to this clause, "and in case of their refusal or omission so to do, they shall be subject to a penalty of not exceeding fifty pounds."

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

Question—That Clause XXVII. as amended be agreed to—put and resolved in the affirmative.

Clause XXVIII. read and agreed to.

Clause XXIX. of this Bill being read, Mr. Greeves moved, That the consideration of this clause be postponed.

Question—put and resolved in the affirmative.

Clause XXX. read.

Clause XXXI. having been read, on the motion of Mr. Greeves, the Assembly ordered that the following words be inserted in the seventh line of this clause, after the word "lands," viz., "or of the owners of other lands as the case may be."

On the motion of Mr. Brooke, the Assembly agreed to Clause XXXI. as so amended.

Clause XXXII. read and agreed to.

Clause XXXIII. having been read, Mr. Greeves moved, That the following words be inserted after the word "in" in the last line but one of this clause, viz., "the *Government Gazette* and."

Question—put and resolved in the affirmative.

On the motion of Mr. Brooke, the Assembly agreed to the clause as so amended.

Clause XXXIV. having been read, Mr. Greeves moved, That the word "once" be omitted from the fifth line of this clause, and the word "twice" inserted instead thereof.

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

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

On the motion of Mr. Greeves, the Assembly ordered that the following words be inserted after the word "in" in the sixth line of this clause, viz., "the *Government Gazette* and."

On the motion of Mr. Brooke, the Assembly agreed to this clause as amended.

Clause XXXV. read and agreed to.

Clause XXXVI. being read—

Mr. Greeves moved, That the following words be omitted from the third and fourth lines of this clause, "if required by the Corporation of the City of Melbourne."

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

On the motion of Mr. Greeves, the Assembly agreed to the clause as amended.

Clauses XXXVII., XXXVIII., XXXIX., and XL. read, and the amendments agreed to.

Clause XLI. postponed.

Clauses XLII., XLIII., XLIV., XLVIII., XLIX., L., LI., LII., LIII., LIV., LVI., LVII., LVIII., LIX., LX., LXIII., and LXV. read, and amendments agreed to.

Clause LXVI. read.

Mr. Greeves moved, That the words "the sum of twenty pounds" be omitted from the twelfth line of this clause, and the words "any sum not exceeding one hundred pounds" inserted instead thereof.

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

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

Clause as amended read and agreed to.

On the motion of Mr. Brooke, the further consideration of the amendments made by the Select Committee in this Bill was postponed until Tuesday, the 17th November instant.

16. COUNTY COURTS BILL.—Mr. Fellows brought up a Report from the Committee appointed to confer with the Committee of the Legislative Council on the amendments made by the Council in this Bill.

Ordered to lie on the Table.

Assembly adjourned at sixteen minutes past eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 141.

TUESDAY, 17TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Fellows presented a petition from certain residents of High street, Prahran, praying the House would not pass the third reading of the Melbourne and Suburban Railway Bill unless a clause be inserted compelling them to build a bridge across High-street, Prahran, of full width of sixty-six feet.
Ordered to lie on the Table.

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

Oaths of Office Bill.

HENRY BARKLY,
Governor.

Message No. 15.

In pursuance of the 18th and 19th Victoria cap. 55, schedule section 36, the Governor returns to the Legislative Assembly the Bill, intituled, "*An Act to assimilate and simplify the Oaths of Qualification for Office, &c., &c., &c.*," and recommends the following alterations therein :—

- (1.) The omission in the title of the Bill of all the words after the word "office."
- (2.) The omission in the preamble of all the words after the word "whereas" in the first line to the word "and" (inclusive) in the seventh line.
- (3.) The further omission in the preamble of the word "such" in the eighth line thereof, and the substitution of the word "certain" in lieu of the said word.

Government Offices,
Melbourne, 17th November, 1857.

Ordered to be printed.

4. COUNTY COURTS BILL AND GOLD FIELDS MANAGEMENT BILL.—Mr. Speaker laid on the Table a communication from the Clerk of the Parliaments respecting clerical errors he had discovered in these Bills, which was read, and is as follows :—

MR. SPEAKER,

In conformity with the requirement of the Joint Standing Order No. XXI, I do myself the honor to report that the following clerical errors have been discovered in the County Courts Bill and in the Gold Fields Management Bill :—

County Courts Bill—Clause XIII., lines 17 and 18.—The words "by the clerk of the court" are left in, although the words "by the clerk" have been specially struck out in a subsequent portion of the clause.

Gold Fields Management Bill—Clause XX., line 18.—The words "by the clerk of the court" are in like manner left in the Bill.

Clause LXXXI., line 1.—"Whenever any sum of money shall be awarded by way damages." The word "of" appears to have been accidentally omitted after the word "way."

(Signed)

G. W. RUSDEN,
Clerk of the Parliaments.

5. PETITION.—Mr. Humffray presented a Petition from Thomas Burr, late Assistant Surveyor in the Wimmera District, praying the House to take the matter set forth in the Petition into consideration, and to award the Petitioner such a measure of justice as he may be entitled to under the statements set forth in the Petition, and as this House should think fit.
Ordered to lie on the Table.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly, that they do not insist upon the amendment made by the Legislative Council in the second Schedule to the Bill, intituled, "*An Act for the more easy recovery of certain Debts and Demands.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 17th November, 1857.

7. GIPPS LAND ELECTION.—Mr. Speaker reported to the Assembly that he had received from the Returning Officer for the Electoral District of Gipps Land, a Letter which he read to the Assembly, and is as follows:—

Court House, Sale,
11th November, 1857.

SIR,

I do myself the honor to report that the Writ for the election of a Member to serve in the Legislative Assembly *vice* Mr. King resigned, was duly received by me as Returning Officer, on the 10th day of October last. The nomination was publicly notified in the regular course, and took place at the Court House, Sale, on the 24th of October, and the Writ was read and published.

The candidates proposed were Messrs. John Johnson and William Dexter, and after a show of hands a poll was demanded, which I appointed to take place at Sale and Lucknow, Mitchell River, respectively, on the 7th day of November instant, in terms of the Writ. The Election was held on that day in accordance therewith. The result of the polling has been proclaimed by me in terms of the Act as follows:—

Number of votes recorded—For Mr. Johnson, at	Sale ... ..	... 104
	Mitchell River ...	30
For Mr. Dexter, at	Sale	9
	Mitchell River ...	0

and John Johnson, Esquire, of Mewburn Park, declared duly elected Member of the Legislative Assembly for the Electoral District of Gipps Land.

By this day's post I forward balloting papers and all other requisite documents to the Clerk of the Legislative Assembly, in compliance with the provisions of the Act; but I regret to have to state that on enquiring for the Writ at the Court House, Sale, to-day, to endorse thereon the name of John Johnson, as the successful candidate, it could not be found; it has either been mislaid or abstracted from the office.

Under the circumstances, I would beg leave to suggest that a duplicate writ be forwarded to me by return of post, and there would still be time to make the return within the period specified.

You will receive this on Monday forenoon, and the post leaves Melbourne for Sale on the day following before twelve o'clock.

I have the honor to be, Sir,

Your most obedient servant,

(Signed) ROB. THOMSON, M.L.C.

Returning Officer.

The Honorable

The Speaker of the Legislative Assembly,

&c., &c., &c., Melbourne.

Mr. Greeves moved, That a Committee, consisting of Mr. Michie, Mr. Fellows, Mr. Wood, Mr. Sitwell, Mr. Ireland, Mr. Gavan Duffy, and Mr. Adamson, be appointed to inquire into the circumstances of the Gipps Land election, three to form a quorum.

Debate ensued.

Motion by leave withdrawn.

8. COUNTY COURTS BILL.—Mr. Fellows, by leave of the Assembly, moved, That the following words, viz., "by the clerk of the court" be omitted from lines seventeen and eighteen of clause XIII. of this Bill.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, requesting them to concur in the correction of the above error.

9. GOLD FIELDS MANAGEMENT BILL.—Mr. Fellows, by leave of the Assembly, moved, That the following words, viz., "by the clerk of the court," be omitted from line eighteen clause XX. of this Bill.

Question—put and resolved in the affirmative.

Mr. Fellows moved, That the word "of" be inserted at the end of the first line of clause LXXXI. of this Bill.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, requesting them to concur in the correction of the above errors.

10. GOLD.—Mr. Humffray moved, pursuant to notice, for a Return showing—

- (1.) The total amount of gold deposited in each year at the Government Receiving Offices on the Gold Fields, since their first establishment.
- (2.) The total amount of gold brought to Melbourne by Government Escort, during each year for same period.
- (3.) The total amount of revenue derived from the Gold Fields, showing in each case the Returns for every Gold Field separately.
- (4.) The total amount of export duty on gold to the present time.
- (5.) The total expenditure incurred in the management of the Gold Fields, including cost of gold escort.
- (6.) The total expenditure on public works for each district, including the amount expended on the Mount Alexander and Geelong and Ballarat roads.
- (7.) The gross sum realized to the present time from the sale of Crown Lands in the district of Ballarat, including Creswick, Buninyong, Smythe's Creek, Raglan, and Steiglitz.

Question—put and resolved in the affirmative.

11. IMPROVEMENTS ON THE BIG HILL.—Mr. Adamson moved, pursuant to *amended* notice, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency, praying that he will cause to be placed on the Estimates for 1858, a sum of money for making the necessary improvements on the Big Hill, on the main road between Longwood and Mansfield.

Debate ensued.

Question—put and resolved in the affirmative.

12. MR. W. L. MORTON.—Mr. Wood moved, pursuant to *amended* notice, That the Petition of William Lockart Morton be referred to a Select Committee, to consist of Mr. Haines, Mr. Davis, Mr. Grant, Dr. Owens, Mr. Sitwell, Mr. Heales, Mr. Ireland, and the Mover, three to form a quorum.

Question—put and resolved in the affirmative.

13. SYDNEY ROAD.—Mr. Wood moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying him to place a very considerable sum on the Estimates for next year for the purpose of improving the Sydney road between Kilmore and Beechworth.

Debate ensued.

Motion by leave withdrawn

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they concur with the Legislative Assembly in amending the clerical errors severally reported by the Clerk of the Parliaments in the Electoral Act amendment Bill, the County Courts Bill, and the Gold Fields Management Bill, as desired by the Legislative Assembly in the messages transmitted to the Legislative Council this day.

(Signed)

J. F. PALMER,

President.

Legislative Council Chambers,

Melbourne, 17th November, 1857.

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

“*St. Kilda and Brighton Railway Bill—Report from Select Committee—to be “further considered.”*”

“*Melbourne and Suburban Railway Bill—Report from Select Committee—to be “further considered.”*”

16. RAILWAYS SUPERVISION BILL.—On the motion of Captain Clarke, the Assembly adopted the amendments made by the Committee of the whole in this Bill.

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

Captain Clarke moved, That the following be the title of the Bill:—

“*An Act to provide for the Supervision of Railways.*”

Question—put and resolved in the affirmative.

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

17. ST. KILDA AND BRIGHTON RAILWAY BILL.—The House, according to order, proceeded to the further consideration of the amendments made by the Select Committee of this House in this Bill.

Clause XXXV. being read—

Mr. Greeves moved that the following words be added at the end of this clause:—When the Railway shall cross the St. Kilda road near Windsor, the Railway shall be carried over the said road by a bridge, which shall, between the vertical abutments or retaining walls thereof leave the said road the full width of sixty-six feet, and shall not diminish the said roadway by any pier or piers, or otherwise, except by two equal spaces not exceeding seven feet for two vertical piers, leaving between the inside faces of the said piers a clear roadway of thirty feet, and between the outer face of the said piers and the nearest face of the abutment or retaining wall next to each a clear footway of at least eleven feet; and shall give for the whole width of the said roadway and two footways a clear height for the whole width of each arch above the surface of the roadway and two footways a clear height for the whole width of each arch above the surface of the roadway and footways of fourteen feet. Provided that the designs for such bridge shall have been first approved by the Board of Land and Works before the same shall be commenced.

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

Clause as amended agreed to.

Clause XXXVI. being read, Mr. Greeves moved, as an amendment, That the word “ten” be omitted from the third line of this clause and the word “fourteen” inserted instead thereof.

Question—That the word proposed to be omitted stand part of the clause—put and negated.

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

Clause as amended agreed to.

Clauses XXXVII. to XLIII., both inclusive, read and agreed to.

Clause XLIV. being read—

Mr. Greeves moved, That the following words be inserted after the word “Company” in the 6th line of this clause, viz: “and shall be published in the *Government Gazette* before coming into operation.”

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

Clause, as amended, read and agreed to.

Clauses XLV. to LXVII., both inclusive, read and agreed to.

Clause LXVIII. being read—

Mr. Greeves moved, That the words “seven days” be omitted from the 7th line of this clause, and the words “one month” inserted instead thereof.

Question—That the words proposed to be omitted stand part of the clause—put and negated.

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

Clause, as amended, read and agreed to.

Clause LXIX. being read—

Mr. Greeves moved, That the word “twenty” be omitted from the 11th line of this clause, and the words “one hundred” inserted instead thereof.

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

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

Mr. Greeves moved that the following words be inserted after the word “recovered” in the 13th line of this clause, viz., “by information in the name of the Attorney General.”

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

Clause as amended agreed to.

Clause LXX. read and agreed to.

Clause XXIX. being read—

Mr. Greeves moved that the following words be inserted after the word “lands” in the sixth line of this clause, viz. :—“or of the owners of other lands as the case may be.”

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

Clause as amended agreed to.

Ordered that this Bill be read a third time to-morrow.

18. MELBOURNE AND SUBURBAN RAILWAY BILL.—The House, according to order, proceeded to the further consideration of the amendments made by the Select Committee in this Bill.

Clause XXVII. being read—

Mr. Greeves moved, That the word “their” be omitted from the 14th line of this clause, and the word “the” inserted instead thereof.

Question—That the word proposed to be omitted stand part of the clause—put and negated.

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

Mr. Greeves moved, That the words “so to do they” be omitted from the 14th and 15th lines of this clause, with a view of inserting instead thereof the words “by the Company to deposit such plans, or to preserve such plans, sections, and books of reference, or to keep them open for inspection as aforesaid, the said Company.”

Question—That the words proposed to be omitted stand part of the clause—put and negated.

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

Clause as amended agreed to.

Clause XXIX. being read—

Mr. Greeves moved, That the words “or opening” be omitted from the 4th line of this clause.

Question—That the words proposed to be omitted stand part of the clause—put and negated.

Mr. Greeves moved, That the following words be added to this clause, “Provided the cost of re-constructing the approach to Prince’s Bridge shall be borne by the said company, and if at any time it be deemed expedient to widen Prince’s Bridge or its approaches, or to construct a new bridge and approaches, the said company shall not claim any compensation for any loss whatsoever to which they may be put in consequence of such works, or the interruption to traffic therefrom, and provided such bridge or new bridge may be of a greater width than one chain.”

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

Clause as amended agreed to.

Clause XLI. read and agreed to.

Clause XLVIII. being read—

Mr. Greeves moved, That the following words be inserted after the word "be" in the second line of this clause, viz., "published once in the *Government Gazette*, and shall be."

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

Ordered—That this Bill be read a third time this day.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they agree to the resolutions on the subject of a Federal Union of the Australian Colonies, transmitted with a Message from the Legislative Assembly dated 3rd November, 1857.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,

Melbourne, 17th November, 1857.

20. STANDING ORDERS RELATING TO PRIVATE BILLS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Standing Orders relating to Private Bills having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported that the Committee had come to several resolutions—

Ordered—that the said report be received to-morrow.

21. REFRESHMENT ROOMS.—On the motion of Mr. Findlay, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of the Message from the Legislative Council on the subject of the management of the Refreshment Rooms to the Houses of Parliament.

The Chairman having reported that the Committee had come to several resolutions—

Ordered—That the said Report be received to-morrow.

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

" Coal Fields—Report from Select Committee—To be considered."

" Melbourne and Suburban Railway Bill—Third reading."

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

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 142.

WEDNESDAY, 18TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. EMERALD HILL CORRESPONDENCE.—Mr. Langlands, Chairman, brought up a Progress Report from the Committee appointed to report upon the correspondence between the City of Melbourne and the Municipal Council of Emerald Hill.
Ordered to lie on the Table, and, together with the evidence taken in this case, to be printed.
3. PETITION.—Mr. Humffray presented a Petition from John Yewers, of St. Kilda, praying the House would direct such steps to be taken for the continuance of the search and boring for Coal conjointly with the Geological Survey as it might deem fit.
Petition read, and ordered to lie on the Table.
4. FOOTSCRAY ROAD.—Mr. Wilkie moved, pursuant to *amended* notice, That the House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an address to His Excellency the Governor, praying him to place a sufficient sum on the Estimates for 1858 for the formation of a road from North Melbourne to Footscray.
Question—put and negatived.
5. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper :—
“ *Improvements on the Big Hill—Address for grant of money—To be committed.*”
6. ST. KILDA AND BRIGHTON RAILWAY BILL.—Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as agreed to by this House—Bill, on the motion of Mr. Brooke, read a third time and *passed*.
Mr. Brooke then moved, That the following be the title of the Bill :—
“ *An Act to authorize the making of the St. Kilda and Brighton Railway.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein; and that on account of the approaching termination of the Session, a copy of the evidence taken before the Select Committee of this Assembly be also transmitted therewith to the Legislative Council.
7. MELBOURNE AND SUBURBAN RAILWAY BILL.—Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as agreed to by this House—Bill, on the motion of Mr. Brooke, read a third time.
Mr. Greeves moved, That the following clause be added to this Bill :—
Nothing herein contained shall authorize the company to hold of the land lying east of Prince’s Bridge “and known as the reserve for Prince’s Bridge public gardens” a greater quantity than is provided herein for the line of way together with six acres for the purpose of a station And provided that no workshop or manufactory shall be constructed or maintained within the said portion of land And further provided that no building shall be erected thereon unless the designs for the same shall have been submitted to and approved of in writing by the President of the Board of Land and Works and the company shall make and maintain either over or under the railway within the said land a suitable bridge for foot passengers so as to connect the severed portions of such land.
Debate ensued.
Mr. Humffray moved, as an amendment, That the following words, viz., “and known as the reserve for Prince’s Bridge public gardens,” be omitted from the second and third lines of the above proposed clause.
Debate continued.
Question—That the words proposed to be omitted stand part of the above clause—put and negatived.

Question—That the following clause, viz., “Nothing herein contained shall authorize the company to hold of the land lying east of Prince’s Bridge a greater quantity than is provided herein for the line of way together with six acres for the purpose of a station And provided that no workshop or manufactory shall be constructed or maintained within the said portion of land And further provided that no buildings shall be erected thereon unless the designs for the same shall have been submitted to and approved of in writing by the President of the Board of Land and Works and the company shall make and maintain either over or under the railway within the said land a suitable bridge for foot passengers so as to connect the severed portions of such land,” be added to this Bill—put.

Assembly divided.

Ayes, 17.

Mr. Adamson,
 Capt. Clarke,
 Mr. Davis,
 Dr. Embling,
 Dr. Evans,
 Mr. Horne,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Rutledge,
 Mr. Service,
 Mr. Smith,
 Mr. Wilkie,
 Mr. Heales, } *Tellers.*
 Mr. Greeves, }

Noes, 14.

Mr. Aspinall,
 Mr. D. S. Campbell
 Mr. Ebden,
 Mr. Fellows,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. O’Shanassy,
 Mr. Phelan,
 Mr. Sargoood,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Brooke, } *Tellers.*
 Mr. Hughes, }

And so it was resolved in the affirmative.

Question—That this Bill do now pass—put.

Assembly divided.

Ayes, 26.*

Mr. Adamson,
 Mr. Aspinall,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fellows,
 Mr. Haines,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. O’Shanassy,
 Mr. Phelan,
 Mr. Rutledge,
 Mr. Sargoood,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Wood,
 Mr. Brooke, } *Tellers.*
 Mr. Heales, }

Noes, 4.

Dr. Evans,
 Mr. Service,
 Mr. Smith, } *Tellers.*
 Mr. Wilkie, }

* *Sic* in orig.

And so it was resolved in the affirmative.

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

“An Act for making and maintaining of the Melbourne and Suburban Railway.”

Question—put and resolved in the affirmative.

Ordered—That the said Bill be transmitted to the Legislative Council, and their concurrence desired therein; and that on account of the approaching termination of this Session, a copy of the evidence taken before the Select Committee of this Assembly be also transmitted therewith to the Legislative Council.

S. PAPERS.—Mr. Haines presented, pursuant to Act of Council, 18 Vict. No. 37 :—

Raglan.—Local Court Regulation for the District of Raglan.

Ordered to be printed.

9. **STANDING ORDERS RELATING TO PRIVATE BILLS.**—The House, according to order, proceeded to take into consideration the report of the Committee of the whole upon the proposed Standing Rules and Orders relating to Private Bills; and the several Orders being read, were agreed to as follow:—

Resolved—That

I.

The Committee on every private Bill shall be composed of the Chairman and four members not locally or otherwise interested in the Bill.

II.

For the purpose of the Standing Orders of this Assembly, all private Bills to which the Standing Orders are applicable, shall be divided into the two following classes, according to the subjects to which they respectively relate:—

1ST CLASS.

CHARTERS of Municipal Corporations—conferring, enlarging, or altering powers of.

CITY or TOWN—paving, lighting, watching, cleansing or improving of.

COMPANY—incorporating or giving powers to.

CHARITABLE or public purposes—property held on trust for.

CHURCH or Corporation property.

FERRY.

MARKET or Market Place—erecting, improving, repairing, maintaining or regulating.

POWERS to sue and be sued—conferring: and

CONTINUING or amending an Act passed for any purpose included in this or the second class, where no further work than such as was authorized by a former Act is proposed to be made.

2ND CLASS.

MAKING, maintaining, varying, extending or enlarging any Aqueduct, Archway, Bridge, Canal, Cut, Dock, Ferry where any work is to be executed, Harbor, Navigation, Pier, Port, Railway, Reservoir, Sewer, Street, Tunnel, Turnpike or other Public Carriage Road, Waterwork.

STANDING ORDERS—COMPLIANCE WITH WHICH IS TO BE PROVED BEFORE
THE EXAMINERS OF PETITIONS FOR PRIVATE BILLS.

III.

Compliance with the following Standing Orders shall be proved before the Chairman of Committees and the Clerk of the Assembly who shall be styled “Examiners of Petitions for Private Bills.”

NOTICES—BY ADVERTISEMENT.

IV.

In all cases where application is intended to be made for leave to bring in a Bill relating to any of the subjects included in either of the two classes of private Bills, notices shall be given stating the objects of such intended application, and the time at which copies of the Bill will be deposited with the Clerk of the Assembly, and if it be intended to apply for powers for the compulsory purchase of lands, or houses, or for extending the time granted by any former Act for that purpose, or to amalgamate with any other company, or to sell, or lease the undertaking, or to purchase or take on lease the undertaking of any other company, or to amend, or repeal any former Act, or Acts, or to levy any tolls, rates, or duties, or to alter any existing tolls, rates, or duties, or to confer, vary, or extinguish any exemption from payment of tolls, rates, or duties, or to confer, vary, or extinguish any other rights, or privileges, the notices shall specify such intention, and the whole of the notice relating to the same Bill shall be included in the same advertisement, which shall be headed by a short title descriptive of the undertaking or Bill.

V.

In cases of Bills included in the second class and of Bills of the first class, in respect to which plans are required to be deposited such notices shall also contain a description of all the termini, together with the names of the parishes, townships and counties, or reputed parishes, townships, or counties, and the number of the sections, from, in, through, or into which the work is intended to be made, maintained, varied, extended, or enlarged, and shall state the time and place of deposit of the plans, sections, books of reference, and copies of the *Gazette* notice respectively with the several officers by these rules appointed to receive the same.

VI.

In cases of Bills respecting any gasworks, the notices shall set forth and specify the limits within which such gasworks are intended to be erected or made.

VII.

Within three calendar months previous to the commencement of the Session such notices shall be given to the Clerk of the Assembly, and (if the Bill sought for be intended to affect the public lands of the Colony) to the Board of Land and Works, and shall also be published in three consecutive weeks in the *Government Gazette*, and for three successive weeks in

some one and the same newspaper published in, or nearest to the county or reputed county, city, town, or lands to which such Bill relates shall be situate; or if the Bill do not relate to any particular county, city, town, or lands, such notices shall be published for three consecutive weeks in the *Government Gazette*, and for three successive weeks in some two and the same newspapers published in Melbourne.

**NOTICES AND APPLICATIONS TO OWNERS, LESSEES, AND OCCUPIERS
OF LANDS AND HOUSES.**

VIII.

In case of the intended application for a Bill by which any lands, or houses are intended to be taken, or an extension of the time granted by any former Act for that purpose is sought, application in writing shall be made one month prior to the commencement of the Session, to the owners, or reputed owners, lessees, or reputed lessees, and occupiers of all lands and houses so intended to be taken, or which may be taken, as being in the line of the proposed work, or within the limits of deviation defined upon the plan; and in case of Bills included in the second class, such application shall be as nearly as may be in the form set forth in the appendix marked A.

IX.

Such application shall be made by delivering the same personally to every such party, or by leaving the same at his usual place of abode, or in his absence from the Colony of Victoria, with his agent, or if his place of abode or agent be unknown by publishing it in the same manner as notices are hereinbefore required to be published, or by forwarding the same by post in a registered letter, addressed with a sufficient direction to his usual place of abode, and posted at any Post Office in Victoria, at such hours and according to such regulations as the Postmaster-General shall from time to time appoint for the posting and registration of such letters.

X.

In all cases the written acknowledgment of the party applied to shall in the absence of other proof be sufficient evidence of an application having been made, or notice given; and in case of an application, or notice having been forwarded by post in a registered letter, the production of the Post Office receipt for such letter, duly stamped, in such form as the Postmaster-General shall have appointed, shall be sufficient evidence of the due delivery of such letter: Provided it shall appear that the same was properly and sufficiently directed, and that the same was not returned by the Post Office as undelivered.

XI.

Separate lists shall be made of the names of such owners, lessees and occupiers, distinguishing those who have assented, dissented, or are neuter in respect of such application, or who have returned no answer thereto, and where no written acknowledgment has been returned to an application forwarded by post, or where such application has been returned as undelivered, at any time before the making up of such lists, the direction of the letter in which the same was so forwarded shall be inserted therein.

XII.

Before the deposit of a petition for leave to bring in a Bill relating to church, or corporation property, or property held in trust for public or charitable purposes, notice in writing of such application to the Assembly shall be given, in the case of waste lands of the Crown being required, to the Board of Land and Works, and in the case of other lands, to the owners or reputed owners of such property, and to the lessees or reputed lessees of such property holding leases granted for a life, or lives, or for any term of twenty-one years or upwards.

XIII.

In case of the intended application for any Bill for the erection of works for the manufacture of gas, notice shall be served one calendar month prior to the meeting of Parliament upon the owner, or occupier of every dwelling-house situated within three hundred yards of the limits within which the proposed gasworks are intended to be erected. And such notices shall be served, and the service thereof proved, in the same manner as applications under Standing Orders, Nos. IX. and X.

XIV.

Previously to the deposit of a petition for leave to bring in a Bill, whereby any part of the work authorized by any former Act is intended to be relinquished, notice in writing of such Bill be served upon the owners, or reputed owners, lessees, or reputed lessees, and occupiers of the lands in which the part of the said work intended to be thereby relinquished is situate.

XV.

No notice served, or application made, on Sunday, Good Friday, or Christmas-day, or before eight o'clock in the forenoon or after eight o'clock in the afternoon of any day, shall be deemed valid, except in the case of delivery of letters by post.

**DOCUMENTS REQUIRED TO BE DEPOSITED AND THE TIMES AND PLACES
OF DEPOSIT.**

XVI.

In cases of Bills of the second class a plan, and also a duplicate thereof, together with a book of reference thereto, and a section, and also a duplicate thereof, as hereinafter described; and in cases of Bills of the first class, by which any lands, or houses are intended to be taken, a plan and duplicate thereof, together with a book of reference, shall be deposited for public

inspection at the office of the Board of Land and Works, and at the office of the Clerk of Assembly, and also at the office of the town clerk of every municipal corporation, and at the office of the clerk of petty sessions of every petty sessional district, in, or through which the work is proposed to be made, maintained, varied, extended, or enlarged, or in which such lands, or houses are situate, not less than one calendar month from the Session of Parliament in which application is intended to be made for the Bill.

XVII.

Such town clerks and clerks of petty sessions shall make a memorial in writing upon the plans, sections, and books of reference so deposited with them, denoting the time at which the same were lodged in their respective offices, and shall at all reasonable hours of the day permit any person to view and examine one of the same, and to make copies, or extracts therefrom, and one of the two plans and sections so deposited shall be sealed up and retained in the possession of the clerk of petty sessions until called for by order of one of the two Houses of Parliament.

XVIII.

Wherever any plans, sections, and books of reference, or parts thereof, are required to be deposited, a copy of the notice published in the *Government Gazette* of the intended application to the Legislative Assembly, shall be deposited therewith.

XIX.

Every petition for a private Bill, headed by a short title descriptive of the undertaking or Bill corresponding with that at the head of the advertisement, with a declaration signed by the agent for the promoters of the Bill, and a printed copy of the Bill annexed shall be deposited with the Clerk of the Assembly seven clear days before the presentation of such petition, and such petition and Bill shall be open to the inspection of all parties; and printed copies of the Bill shall also be delivered therewith for the use of members of the Assembly, and of any person whose interests may be affected by such Bill who may apply for the same.

XX.

Such declaration shall state to which of the two classes of Bills such Bill in the judgment of the agent belongs, and if the proposed Bill shall give power to effect any of the following objects, that is to say:—

- Power to take any lands, or houses compulsorily, or to extend the time granted by any former Act for that purpose.
- Power to levy tolls, rates, or duties, or to alter any existing tolls, rates, or duties, or to confer, vary, or extinguish any exemption from payment of tolls, rates, or duties, or to confer, vary, or extinguish any other right or privilege.
- Power to amalgamate with any other company, or to sell, or lease their undertaking, or to purchase, or take on lease the undertaking of any other company.
- Power to interfere with any church, or corporation property, or property held in trust for public, or charitable purposes.
- Power to relinquish any part of a work authorized by a former Act.
- Power to make, vary, extend, or enlarge any railway.

The said declaration shall state which of such powers are given by the Bill, and shall indicate in which clauses of the Bill (referring to them by their number) such powers are given, and shall further state that the Bill does not give power to effect any of the objects enumerated in this order, other than those stated in the declaration.

If the proposed Bill shall not give power to effect any of the objects enumerated in the preceding order the said declaration shall state that the Bill does not give power to effect any of such objects.

The said declaration shall also state that the Bill does not give any powers other than those included in the notices for the Bill.

XXI.

Within three days after the presentation of the petition for a private Bill there shall be also deposited with the Clerk of the Legislative Assembly all estimates, copies of subscription contracts, and declarations, and lists of owners, lessees, and occupiers, which are required by the Standing Rules and Orders of the Assembly.

XXII.

As respects all Bills for the incorporation of joint stock companies or proposed companies for carrying on any trade or business, or for conferring upon such companies the power of suing and being sued (such Bills being Bills of the first class), there shall be deposited with the Clerk of the Assembly, together with the petition for the Bill, a copy of the deed, or agreement of partnership (if any) under which the company, or proposed company is acting, or of the subscription contract (if any), and in all cases a declaration in writing stating the following matters:—

- 1st. The present and proposed amount of the capital of the company.
- 2nd. The number of shares, and the amount of each share.
- 3rd. The number of shares subscribed for.
- 4th. The amount of subscriptions paid up.
- 5th. The names, residences, and descriptions of the shareholders, or subscribers (so far as the same can be made out), and of the actual or provisional directors, treasurers, secretaries or other officer (if any); and such documents shall be verified by the signature of some authorized officer of the company or proposed company (if any), and by some responsible party promoting the Bill.

XXIII.

Previously to the deposit of a petition for a Bill, copies of the estimate of expense of the undertaking under such Bill, and of the subscription contract (if any), with the names of the subscribers arranged in alphabetical order, and the amount of the deposit respectively paid up by each such subscriber, and the total amount of such subscriptions and of the sums so paid up; or where a declaration alone, or declaration and estimate of the probable amount of rate and duties are substituted for the subscription contract, copies of such declaration, or of such declaration and estimate shall be printed at the expense of the promoters of the Bill, and be delivered to the Clerk of the Legislative Assembly, for the use of the members of the Assembly, and of any person whose interest may be affected by such Bill, who may apply for the same.

XXIV.

No deposit shall be deemed valid if made on a Sunday, Good Friday, or Christmas day, or before eight o'clock in the forenoon, or after eight o'clock in the afternoon of any day.

FORM IN WHICH PLANS, BOOKS OF REFERENCE, SECTIONS, AND CROSS SECTIONS SHALL BE PREPARED.

XXV.

Every plan required to be deposited shall be drawn to a scale of not less than four inches to a mile, and in the case of Bills of the first class shall describe the lands intended to be taken, and in the case of all Bills of the second class shall describe the line or situation of the whole of the work (no alternative line or work being in any case admitted), and the lands in, or through which it is to be made, maintained, varied, extended, or enlarged, or through which every communication to, or from the work shall be made; and where it is the intention of the parties to apply for powers to make any lateral deviation from the line of the proposed work, the limits of such deviation shall be defined upon the plan; and all lands included within such limits shall be marked thereon; and unless the whole of such plan shall be upon a scale of not less than a quarter of an inch to every 100 feet, an enlarged plan shall be added of any building, yard, court-yard, or land within the curtilage of any building, or of any ground cultivated as a garden either in the line of the proposed work, or included within the limits of the said deviation upon a scale of not less than a quarter of an inch to every 100 feet.

XXVI.

In all cases where it is proposed to make, vary, extend, or enlarge any railway, the plan shall exhibit thereon the distances in miles and furlongs from one of the termini, and a memorandum of the radius of every curve not exceeding one mile in length shall be noted on the plan in furlongs and chains; and where tunnelling as a substitute for open cutting is intended, such tunnelling shall be marked by a dotted line on the plan.

XXVII.

If it be intended to divert, widen, or narrow any public road, or railway, the course of such diversion and the extent of such widening, or narrowing shall be marked upon the plan.

BOOK OF REFERENCE.

XXVIII.

The book of reference to every such plan shall contain the names of the owners, or reputed owners, lessees, or reputed lessees, and occupiers of all houses, and lands in the line of the proposed work, or within the limits of deviation as defined upon the plan, and shall describe such houses and lands respectively.

SECTIONS.

XXIX.

The section shall be drawn to the same horizontal scale as the plan, and to a vertical scale of not less than one inch to every 100 feet, and shall show the surface of the ground marked on the plan, the intended level of the proposed work, the height of every embankment, and the depth of every cutting, and a datum horizontal line, which shall be the same throughout the whole length of the work, or any branch thereof respectively, and shall be referred to some fixed point (stated in writing on the section) near some portion of such work, and in the case of a public road, or railway, near either of the termini.

XXX.

In every section of a railway, the line of the railway marked thereon shall correspond with the upper surface of the rails.

XXXI.

Distances on the datum line shall be marked in miles, furlongs, and chains to correspond with those on the plan, a vertical measure from the datum line to the line of railway shall be marked in feet and inches, or decimal parts of a foot, at each change of the gradient, or inclination, and the proportion, or rate of inclination between each such change shall also be marked.

XXXII.

Wherever the line of the railway is intended to cross any public road, navigable river, canal, or railway, the height of the railway over, or depth under the surface thereof, and the height, and

span of every arch of all bridges, and viaducts by which the railway will be carried over the same, shall be marked in figures at every crossing thereof; and where the railway will be carried across any such public road, or railway on the level thereof, such crossing shall be so described on the section, and it shall also be stated if such level will be unaltered.

XXXIII.

If any alteration be intended in the level or rate of inclination of any public road, or railway which will be crossed by the line of railway, then the same shall be stated on the said section, and each alteration shall be numbered, and cross sections in reference to the said numbers on a horizontal scale of not less than one inch to every 330 feet, and on a vertical scale of not less than one inch to every 40 feet shall be added, which shall show the present surface of such road, or railway, and the intended surface thereof when altered, and the greatest of the present and intended rates of inclination of such road, or railway, shall also be marked in figures thereon, and where any public road is crossed on the level, a cross section of such road shall also be added and all such cross sections shall extend for 200 yards on each side of the centre line of the railway.

XXXIV.

Wherever the extreme height of any embankment, or the extreme depth of any cutting shall exceed five feet, the extreme height over or depth under the surface of the ground shall be marked in figures upon the section; and if any bridge, or viaduct of more than three arches shall intervene in any embankment, or if any tunnel shall intervene in any cutting, the extreme height, or depth shall be marked in figures on each of the parts into which such embankment, or cutting shall be divided by such bridge, viaduct, or tunnel.

XXXV.

Where tunnelling as a substitute for open cutting, or a viaduct as a substitute for solid embankment is intended, the same shall be marked on the section.

—————

ESTIMATES AND SUBSCRIPTION CONTRACTS, OR DECLARATIONS IN LIEU
OF SUBSCRIPTION CONTRACTS; AND DEPOSIT OF MONEY IN CERTAIN
CASES.

XXXVI.

An estimate of the expense of the undertaking under each Bill of the second class, shall be made and signed by the person making the same, and a subscription shall be entered into, under a contract, made as hereinafter described, to three-fourths of the amount of such estimate.

XXXVII.

Every subscription contract shall contain the christian names, and surname, description and place of abode of every subscriber; his signature to the amount of his subscription, with the amount which he has paid up; and the name of the party witnessing such signature, and the date of the same respectively; and the legal description and seal of any corporate body being a party to such contract; and the total amount of such subscriptions, and of the sums so paid up.

XXXVIII.

No subscription contract shall be valid, excepting in the case of railway Bills, unless it be entered into subsequent to the close of the session of Parliament previous to that in which application is made, for leave to bring in the Bill to which it relates, and unless the parties subscribing to it, bind themselves, their heirs, executors, and administrators, for the payment of the money so subscribed, to be recoverable by action at law.

XXXIX.

As regards railway Bills no subscription contract shall be valid unless it be entered into subsequent to the commencement of the session of Parliament previous to that in which application is made for leave to bring in the Bill to which it relates, and unless the parties subscribing to it, bind themselves, their heirs, executors, and administrators, for the payment of the money so subscribed, to be recovered by action at law.

XL.

In all cases of application to Parliament by existing railway companies, for powers to raise additional capital for the purpose of constructing branches, or extensions, or other new works, or of contributing towards the expense of constructing other lines of railways, or works, a subscription contract shall be entered into for three-fourths of such additional capital as may be required for these purposes, beyond the capital authorized to be raised for the existing lines, whether the Bill be of the first or second class, and deposits shall be duly paid thereon as hereinafter required.

XLI.

Where the work is to be made wholly or in part by means of funds, or out of money to be raised upon the credit of present surplus revenue, belonging to any society, or company, or under the control of directors, trustees, or commissioners, as the case may be, of any existing public work such parties being the promoters of the Bill, a declaration stating those facts and setting forth the nature of such control, and the nature, and amount of such funds, or surplus revenue and showing actual surplus of such funds or revenue after deducting the funds required for purposes authorized by any Act, or Acts of the Legislature, and also the funds which may be required for any other work to be executed under any Bill in the same session, and given under the common seal of the society, or company, or under the hand of some authorized officer of such directors, trustees, or commissioners, may be deposited in lieu, or in aid of the subscription contract, and in addition to the estimate of the expense provided such surplus funds shall be not less than the whole amount of the estimate, or the portion thereof not provided for by the subscription contracts.

XLII.

In cases where the work is to be made out of money to be raised upon the security of the rates, duties, or revenue to be created by, or to arise under any Bill, under which no private or personal pecuniary profit, or advantage is to be derived, a declaration stating those facts, and setting forth the means by which funds are to be obtained for executing the work, and signed by the party, or agent soliciting the Bill, together with an estimate of the probable amount of such rates, duties, or revenue, signed by the person making the same, may be substituted for the subscription contract, and in addition to the estimate of the expense.

XLIII.

Excepting in the case of a railway Bill, a sum not less than one-twentieth part of the amount required to be subscribed, shall be deposited with the Treasurer of the Colony within fourteen days after the presentation of the petition for the Bill.

XLIV.

In case of railway Bills, a sum not less than one-tenth part of the amount required to be subscribed, shall be deposited with the Treasurer of the Colony within fourteen days after the presentation of the petition for the Bill.

 PROCEEDINGS BEFORE THE EXAMINERS.

XLV.

The examination of the petitions for private Bills which shall have been duly deposited with the Clerk of the Assembly, shall commence within four days after the same shall have been so deposited, according to such regulations as shall have been made by the Honorable the Speaker. The Clerk of the Assembly shall give at least two clear days' notice to the agent for the promoters of the Bill, of the day appointed for the examination of the petition; and in case the promoters shall not appear at the time when the petition shall come on to be heard, the Examiners shall strike the petition off the general list of petitions, and shall not reinsert the same except by order of the House.

XLVI.

Any parties shall be entitled to appear, and to be heard by themselves, their agents and witnesses, upon a memorial, addressed to the Examiners, complaining of a non-compliance with the Standing Orders, provided the matter complained of be specifically stated in such memorial, and the party (if any) who may be specially affected by the non-compliance with the Standing Orders have signed such memorial, and shall not have withdrawn his signature thereto, and such memorial have been duly deposited in the Office of the Clerk of the Assembly.

XLVII.

The Examiners may admit statutory declarations in proof of the compliance with the Standing Orders of the House, unless in any case they shall require further or other evidence.

XLVIII.

The Examiners shall certify by endorsement on each petition which shall have been duly deposited with the Clerk of the Assembly whether the Standing Orders have or have not been complied with; and when they have not been complied with, they shall also report to the Assembly the facts upon which their decision is founded, and any special circumstances connected with the case; and whether in their opinion compliance with the Standing Orders, or any of them may be dispensed with.

XLIX.

In all cases of petitions for additional provision in private Bills and of estate Bills brought from the Legislative Council, and of Bills introduced by leave of this House, in lieu of other Bills which shall have been withdrawn, and referred to the Examiners, the Examiners shall give at least two clear days' notice to the agent for the promoters of the Bill, and also to the agent of the parties (if any) who shall have deposited any memorial against the Bill, of the day on which the same will be examined; and they shall report to the House whether the Standing Orders have or have not been complied with; and when they have not been complied with the facts upon which their decision is founded, and any special circumstances connected with the case; and also whether, in their opinion, compliance with the Standing Orders, or any of them, may be dispensed with.

L.

In case any doubt shall be entertained by the Examiners as to the due construction of any Standing Order, in its application to a particular case, they shall make a special report of the facts to the House, without deciding whether the Standing Order has, or has not been complied with; and in such case they shall endorse the petition with the words "special report," either alone, or, if non-compliance with other Standing Orders shall have been proved, in addition to the words "Standing Orders not complied with."

 PROCEEDINGS OF COMMITTEES ON OPPOSED BILLS.

LI.

Each member of a Committee on an opposed private Bill shall, before he be entitled to attend and vote on such Committee, sign the following declaration:—

I do hereby declare that I have no personal interest in the Bill for _____ and that I will never vote on any question which may arise without having duly heard and attended to the evidence relating thereto.
 And no such Committee shall proceed to business until the said declaration shall have been so signed by each of such members.

LII.

The chairman shall proceed to take the chair of the Committee so soon after the time appointed for the first sitting of a Committee on an opposed private Bill, not being a railway Bill, as there shall be present a quorum of members: Provided that all the members of the quorum shall have duly signed and delivered in the declaration as hereinbefore provided.

LIII.

No member of a Committee on an opposed private Bill shall absent himself from his duties thereon except in the case of sickness, or by order of the Assembly.

LIV.

If the Chairman shall be absent from the Committee a member present shall be appointed to act as Chairman.

LV.

If at any time during the sitting of any Committee a quorum of members shall not be present, the Chairman of the Committee shall suspend the proceedings of such Committee until a quorum shall be present; and if at the expiration of one half hour from the time fixed for the meeting of the Committee, or from the time when the Chairman shall have so suspended the proceedings of such Committee a quorum shall not be present, the Committee may be adjourned to the next day on which the Assembly shall sit, and then shall meet at the hour on which such Committee would have sat had no such adjournment taken place.

LVI.

If any of the members shall not be present within one half hour after the time appointed for the meeting of the Committee, or if any member shall absent himself from his duties on such Committee, every such member shall be reported to the House at its next sitting.

LVII.

If at any time after the Committee on a Bill shall have been formed, a quorum of members required by the Standing Orders cannot attend in consequence of any of the members who shall have been duly qualified to serve on such Committee having become incompetent to continue such service, the Chairman shall report the circumstances of the case to the House, in order that such measures may be taken by the House as shall enable the members still remaining on the Committee to proceed with the business referred to such Committee, or as the exigency of the case may require.

LVIII.

All questions before Committees on private Bills shall be decided by a majority of voices, including the voice of the Chairman; and whenever the voices are equal, the Chairman shall have a second, or casting vote.

LIX.

Every Committee on an opposed private Bill shall sit on every day on which the House shall sit or shall report specially to the House the cause of any adjournment over any such day.

LX.

No petition against a private Bill shall be taken into consideration by the Committee on such Bill which shall not distinctly specify the ground on which the petitioners object to any of the provisions thereof, and the petitioners shall only be heard on such grounds so stated; and if it shall appear to the said Committee that such grounds are not specified with sufficient accuracy, the Committee may direct that there be given in to the Committee a more specific statement in writing, but limited to such grounds of objection so inaccurately specified.

LXI.

No petitioners against any private Bill shall be heard before the Committee on the Bill unless their petition shall have been prepared and signed in strict conformity with the rules and Orders of this House, and shall have been presented to this House by having been deposited with the Clerk either previous to, or not later than seven clear days after the second reading of such Bill, except where the petitioner shall complain of any matter which may have arisen during the progress of the Bill before the said Committee, or of any proposed additional provision, or of the amendments as proposed in the filled-up Bill deposited with the Clerk of the Assembly.

LXII.

It shall be competent to the Committee on any private Bill to admit petitioners to be heard upon their petitions against such Bill, on the ground of competition, if they shall think fit.

LXIII.

Where a Bill is promoted by an incorporated company, shareholders of such company shall not be entitled to be heard before the Committee against such Bill unless their interests, as affected thereby, shall be distinct from the general interests of such company.

LXIV.

Where a railway Bill contains provisions for taking, or using any part of the lands, railways, stations, or accommodations of another company, or for running engines or carriages upon or across the same, or for granting other facilities, such company shall be entitled to be heard upon their petition against the preamble and clauses of such Bill.

LXV.

It shall be competent to the Committee on any railway Bill to admit petitioners, being the municipal authorities of any town, or the inhabitants of any town, or district alleged to be injuriously affected by a Bill, to be heard against such Bill, if they shall think fit.

PROCEEDINGS OF AND IN RELATION TO COMMITTEES ON BILLS, WHETHER
OPPOSED OR UNOPPOSED.

LXVI.

At the first meeting of the Committee copies of the Bill as proposed to be submitted to them, and signed by the agent for the promoters, shall be laid by him before each member of the Committee for the promoters.

LXVII.

No member, locally or otherwise interested, of a Committee on any unopposed Bill, shall have a vote on any question that may arise, but every member shall be entitled to attend and take part in the proceedings of the Committee.

LXVIII.

The names of the members attending each Committee shall be entered by the clerk on the minutes of the Committee; and if any division shall take place in the Committee the clerk shall take down the names of members voting in any such division, distinguishing on which side of the question they respectively vote, and that such lists be given in with the report to the House.

LXIX.

No Committee shall have power to examine into the compliance or non-compliance with such Standing Orders as are directed to be proved before the Examiners of Private Bills, unless by special order of the House.

LXX.

The Committee on any private Bill may admit statutory declarations in proof of the compliance with such Standing Orders of the House as are directed to be proved before them, unless in any case they shall require further or other evidence.

LXXI.

The Committee may admit proof of the consents of parties concerned in interest in any private Bill, by statutory declarations, or by the certificate in writing of such parties, whose signatures to such certificates shall be proved by one or more witnesses, unless the Committee shall require further or other evidence.

LXXII.

The Committee shall make a special inquiry into the *bona fide* character of the subscription contract, if any, and the sufficiency of the subscribers thereto, and report their opinion thereupon to the House.

LXXIII.

In all Bills presented to the House for carrying on any work by means of a company, commissioners, or trustees, provision shall be made for compelling persons who have subscribed any money towards carrying any such work into execution, to make payment of the sums severally subscribed by them.

LXXIV.

In all Bills whereby any parties are authorized to levy fees, tolls, or other rate, or charge, clauses shall be inserted providing for the following objects, except in so far as any of such objects shall have been provided for in some general Act applicable to the subject matter of the Bill:—

Security to be taken from the treasurer, collector, or receiver, and every other officer entrusted with the collection or custody of moneys under the Bill, for the faithful execution of his office.

Full and accurate accounts to be kept of all moneys received and expended under the provisions of the Bill, and that such accounts be balanced once in each year at the least.

Such accounts to be duly audited once in each year at the least, and that for such purpose an auditor, or auditors be appointed by some person, or persons not immediately connected with the commissioners, directors, trustees, or other party by whom or by whose direction or authority such fees, tolls, rates, or charges shall be levied.

For the purpose of auditing such accounts the commissioners, directors, trustees, or other such party as aforesaid, to be required to cause the accounts, together with all their books and vouchers, to be produced to the auditors.

The remuneration of the auditor and his expenses to be defrayed out of the funds levied under the Bill.

An annual account in abstract to be prepared of the total receipts and expenditure of all funds levied under such Bill for the past year, under the several distinct heads of receipts and expenditure, with a statement of the balance of the said account duly audited and certified by the chairman of the commissioners, directors, trustees, or other parties aforesaid, and also of the auditor thereof; and a copy of such annual account to be transmitted free

of charge to the Registrar-General, on or before the thirty-first day of January in each year under a sufficient penalty for not preparing and rendering in the said account, to be levied by summary process; the said account to be open at all reasonable hours to the inspection of the public on payment of a fee.

LXXV.

When the level of any road shall be altered in making any public work, the ascent of any main public road shall not be more than one foot in 30 feet; and of any other public carriage road not more than one foot in 20 feet; and a good and sufficient fence of four feet high, at the least, shall be made on each side of every bridge which shall be erected.

LXXVI.

Every plan and book of reference thereto which shall be produced in evidence before the Committee upon any private Bill (whether the same shall have been previously lodged with the Clerk of the Assembly or not) shall be signed by the Chairman of such Committee with his name at length, and he shall also mark with the initials of his name every alteration of such plan and book of reference which shall be agreed upon by the said Committee, and every such plan and book of reference shall thereafter be deposited with the Clerk of the Assembly.

LXXVII.

The Chairman of the Committee shall sign with his name at length a printed copy of the Bill (to be called the Committee Bill) on which the amendments are to be fairly written, and also sign with the initials of his name the several clauses added in the Committee.

LXXVIII.

The Chairman of the Committee shall report to the House that the allegations of the Bill have been examined, and whether the parties concerned have given their consent (where such consent is required by the Standing Orders) to the satisfaction of the Committee.

LXXIX.

The Chairman of the Committee shall report the Bill to the House, whether the Committee shall or shall not have agreed to the preamble or gone through the several clauses or any of them, or where the parties shall have acquainted the Committee that it is not their intention to proceed with the Bill; and when any alteration shall have been made in the preamble of the Bill, such alteration, together with the ground of making it, shall be specially stated in the report.

LXXX.

The minutes of the Committee on every private Bill shall be brought up and laid on the table of the House with the report of the Bill.

RAILWAY BILLS.

LXXXI.

In the case of a railway Bill, no company shall be authorized to raise, by loan or mortgage, a larger sum than one-third of their capital; and, until fifty per cent. on the whole of the capital shall have been paid up, it shall not be in the power of the company to raise any money by loan or mortgage.

LXXXII.

Where the level of any road shall be altered in making any railway, the ascent of any main public road shall not be more than one foot in thirty feet, and of any other public road, not more than one foot in twenty feet, unless a report thereupon from some officer of the Board of Land and Works, shall be laid before the Committee on the Bill, and unless the Committee, after considering such report, and examining such officer, if they shall disagree with the said report, shall recommend steeper ascents, with the reasons and facts upon which their opinion is founded; also, a good and sufficient fence, of four feet high at the least, shall be made on each side of every bridge which shall be erected.

LXXXIII.

No railway whereon carriages are propelled by steam, or by atmospheric agency, or drawn by ropes in connexion with a stationary steam-engine, shall be made across any public road, or on the level, unless a report thereupon from some officer of the Board of Land and Works, shall be laid before the Committee on the Bill, and unless the Committee, after considering such report, and examining such officer, if they shall disagree with the said report, shall recommend such level crossing, with the reasons and facts upon which their opinion is founded; and, in every clause authorizing a level crossing, the number of lines of rails authorized to be made at such crossing shall be specified.

LXXXIV.

No railway company shall be authorized to construct, or enlarge, purchase, or take on lease, or otherwise appropriate any dock, pier, harbor, or ferry, or to acquire, or use any steam vessels for the conveyance of goods, or passengers, or to apply any portion of their capital, or revenue to other objects, distinct from the undertaking of a railway company, unless the Committee on the Bill report that such restriction ought not to be enforced, with the reasons and facts upon which their opinion is founded.

LXXXV.

In the case of a railway Bill the Committee report specially—

1. The proposed capital of the company formed for the execution of the project, and the amount of any loans which they may be empowered to raise by the Bill.

2. The amount of shares subscribed for and the deposits paid thereon.
3. The names and places of residence of the directors or provisional committee, with the amount of shares taken by each.
4. The number of shareholders who may be considered as having a local interest in the line, and the amount of capital subscribed for by them.
5. The number of other parties and the capital taken by them.
6. The number of shareholders subscribing for £2000 and upwards, with their names and residences and the amount for which they have subscribed.
7. What planes on the railway are proposed to be worked by assistant engines, either stationary or locomotive, with the respective lengths and inclinations of such planes.
8. Any peculiar engineering difficulties in the proposed line, and the manner in which it is intended they should be overcome.
9. The length, breadth, and height, and means of ventilation of any proposed tunnels, and whether the strata through which they have to pass are favorable or otherwise.
10. Whether in the lines proposed the gradients and curves are generally favorable or otherwise, and the steepest gradient exclusive of the inclined planes above referred to, and the smallest radius of a curve.
11. The length and termini of the main line of the proposed railway and of its branches respectively, and on what gauge it is proposed to be constructed.
12. Whether it be intended that the railway should pass on a level any main public road, and if so, to call the particular attention of the house to that circumstance.
13. The amount of the estimates of the cost or other expenses to be incurred up to the time of the completion of the railway, and whether they appear to be supported by evidence, and to be fully adequate for the purpose.
14. The number of assents, dissents, and neuters upon the line, and the length and amount of property belonging to each class traversed by the said railway, distinguishing owners from occupiers; and in the case of any Bill to vary the original line, the above particulars with reference to such parties only as may be affected by the proposed deviation.
15. The name of each engineer examined in support of the Bill, and of any examined in opposition to it.
16. The main allegations of every petition which may have been referred to the Committee, in opposition to the preamble of the Bill, or to any of its clauses, and whether the allegations have been considered by the Committee, and if not considered, the cause of their not having been so.
17. And the Committee shall also report generally as to the fitness in an engineering point of view of the projected line of railway, and any circumstances which in the opinion of the Committee it is desirable the House should be informed of.

LXXXVI.

It shall be an instruction to the Committee on every railway Bill, providing for the construction of any new railway, or for the extension of time for the completion of any railway, in case they shall find the preamble thereof to be proved to insert in the Bill such provision as they shall deem necessary for ensuring the completion of the line of railway within the time mentioned in the Bill, and one or other of the provisions following—In every railway Bill, promoted by an existing railway company, being possessed of a railway already opened for public traffic, whereby the construction of any new line of railway is authorized, or the time for completing any line already authorized is extended, a clause providing that after the expiration of a period to be limited by such Bill, not exceeding five years from the passing of the Act, in the case of a new line, and three years in case of the extension of time for completing any line, the payment of any dividend on the ordinary and unguaranteed capital of such company shall be suspended until such line shall have been completed and opened for public traffic.

LXXXVII.

The Committee on every railway Bill shall fix the tolls, and shall determine the maximum rates of charge for the conveyance of passengers with a due amount of luggage and of goods on such railway, and such rates of charge shall include the tolls, and the costs of locomotive power, and every other expense connected with the conveyance of passengers with a due amount of luggage and of goods upon such railway; but if the Committee shall not deem it expedient to determine such maximum rates of charge, a special report explanatory of the grounds of their omitting so to do shall be made to the House, which special report shall accompany the report of the Bill.

LXXXVIII.

In every railway Bill by which it is proposed to authorize the company to grant any preference or priority in the payment of interest or dividends on any shares or stock, there shall be inserted a clause providing that the granting of such preference or priority shall not prejudice, or affect any preference, or priority in the payment of interest, or dividends on any other shares, or stock which shall have been granted by the company in pursuance of, or which may have been confirmed by any previous Act of Parliament, or which may otherwise be lawfully subsisting; unless the Committee on the Bill shall report that such provision ought not to be required, with the reasons on which their opinion is founded.

LXXXIX.

No railway company shall be authorized to alter the terms of any preference, or priority of interest, or dividend, which shall have been granted by such company in pursuance of, or which may have been confirmed by any previous Act of Parliament, or which may otherwise be lawfully

subsisting, unless the Committee on the Bill report that such alteration ought to be allowed, with the reasons on which their opinion is founded, together with the number of preference shareholders who have assented to, or dissented from such alteration.

XC.

No power of purchase, sale, lease, or amalgamation, shall be contained in any Bill for the construction of any railway.

XCI.

No powers of purchase, or sale, lease, or amalgamation, shall be given to any railway company with reference to any other undertaking already authorized by any Act or Acts, nor to any other incorporated company, with reference to any railway, unless previously to the application to Parliament for such purpose, the several companies who may be parties to such purchase, sale, lease, or amalgamation, shall have proved to the satisfaction of the Commissioner of Trade and Customs that they have respectively paid one half of the capital authorized to be raised by any previous Act or Acts by means of shares and have expended for the purpose of such Act or Acts a sum equal thereto; and in case such powers shall be applied for in respect of works intended to be authorized by any Bill or Bills of the same session, it shall be proved to the satisfaction of the Commissioner of Trade and Customs that such companies have respectively paid up one-half the amount of their capital and that the company proposed to be empowered to construct such works have included in such amount the capital proposed to be authorized by such Bill or Bills; and that no such powers shall be given in respect of works intended to be authorized by any Act or Acts for which it is intended to apply in any subsequent session.

XCII.

No railway company shall be authorized except for the execution of its original line or lines sanctioned by Act of Parliament, to guarantee interest on any shares which it may issue for creating additional capital, or to guarantee any rent, or dividend to any other railway company until such first mentioned company shall have completed and opened for traffic such original lines.

XCIII.

In Bills for the amalgamation of railway companies, the amount of capital created by such amalgamation shall in no case exceed the sum of the capitals of the companies so amalgamated.

XCIV.

In Bills for empowering any railway company, to purchase any other railway no addition shall be authorized to be made to the capital of the purchasing company, beyond the amount of the capital of the railway purchased; and in case such railway shall be purchased at a premium, no addition on account of such premium shall be made to the capital of the purchasing company.

XCV.

A clause shall be inserted in every railway Bill, prohibiting the payment of any interest or dividend in respect of calls under such Bill, out of any capital which they have been authorized to raise either by means of calls, or of any power of borrowing.

XCVI.

A clause shall be inserted in every railway Bill prohibiting any railway company from paying, out of the capital which they have been authorized to raise for the purposes of any existing Act, the deposits required by the Standing Orders to be made for the purposes of any application to Parliament for a Bill for the construction of another railway.

XCVII.

The following clause shall be inserted in all railway Bills passing through this House:—
 “And be it further enacted, that nothing herein contained shall be deemed or construed to exempt the railway by this or the said recited Acts authorized to be made from the provisions of any general Act relating to such Acts, or of any general Act relating to railways now in force, or which may hereafter pass during this or any other future session of Parliament, or from any future revision and alteration, under the authority of Parliament, of the maximum rates of fares and charges authorized by this Act (or by the said recited Acts).”

XCVIII.

In every railway Bill there shall be inserted a clause giving the Government power to purchase the line after a certain lapse of years.

XCIX.

In every Bill for the erection of works for the manufacture of gas there shall be a clause defining the limits within which such gas works shall be erected or made.

PRACTICE OF THE HOUSE WITH REGARD TO PRIVATE BILLS.

C.

No private Bill shall be brought into this House but upon a petition first presented, which shall have been duly deposited with the Clerk of the Assembly, and endorsed by the Examiners of Private Bills, with a printed copy of the proposed Bill annexed, and such petition shall be signed by the parties or some of them who are suitors for the Bill.

CI.

All petitions for private Bills shall be presented to the House not later than the fourth sitting day of the House after the same shall have been endorsed by the Examiners.

CII.

No private Bill shall be read a first time unless it be presented not later than three sitting days after the presentation of the petition for leave to bring in the same.

CIII.

No petition for additional provision in any private Bill will be received by this House unless a printed copy of the proposed clauses be annexed thereto.

CIV.

All petitions for additional provision in any private Bills, with the proposed clauses annexed, and all estate Bills brought from the Legislative Council, and all Bills introduced by leave of the House in lieu of Bills which shall have been withdrawn, after having been read a first time, shall be referred to the Examiners of Private Bills.

CV.

All petitions praying that any of the Standing Orders of the House relating to private Bills may be dispensed with, and also all petitions for the re-insertion of petitions for private Bills in the general list of petitions, and all petitions opposing the same, shall be presented to this House by depositing the same with the Clerk of the Assembly, and every such petition so deposited shall be referred to the Examiners of Private Bills.

CVI.

Every private Bill shall be printed at the expense of the parties applying for it, and a sufficient number of copies delivered to the Clerk of the House for the use of the House before the first reading, and the short title of the Bill as first entered on the Votes shall correspond with that at the head of the advertisement.

CVII.

The proposed amount of all rates, tolls, and other matters, by the practices of Parliament, left blank in any private Bill when presented to the House, shall be inserted in italics in the printed Bill annexed to the petition.

CVIII.

There shall be not less than three, nor more than ten clear days, between the first and second reading of any private Bill, except by special order of the House.

CIX.

Every petition in favor of, or against, any private Bill before the House, or otherwise relating thereto (not being a petition for additional provisions), shall be presented to this House by depositing the same with the Clerk of the House, and there shall be endorsed thereon the name or short title by which such Bill is entered in the Votes, and a statement that such petition is in favor of or against the Bill, or otherwise as the case may be, together with the name of the member, party, or agent depositing the same.

CX.

Any petitioner or memorialist may withdraw his petition or memorial on a requisition to that effect being deposited with the Clerk of the House, signed by him, or by the agent who deposited such petition or memorial; and where any such petition or memorial is signed by more than one person, any person signing such petition or memorial may withdraw his opposition by a similar requisition signed and deposited as aforesaid.

CXI.

In cases where the second, or third reading of a private Bill, or the consideration of a Bill as amended by the Committee, or any proposed clause, or amendment is opposed, the same shall be postponed until the day on which the House shall next sit.

CXII.

Every private Bill, after having been read a second time and committed, shall be referred to a Select Committee, to be appointed at the time the Bill is committed.

CXIII.

Every petition against a private Bill, which shall have been deposited with the Clerk of the Assembly either previous to, or not later than seven clear days after the second reading of such Bill, or which shall have been otherwise deposited under the provisions of these orders, shall stand referred to the Committee on such Bill, and subject to the rules and orders of this House, such petitioners as shall have prayed to be heard by themselves, their counsel, or agents shall be heard upon their petition accordingly, if they think fit, and counsel heard in favor of the Bill, against such petition.

CXIV.

There shall be fourteen clear days between the second reading of every private Bill and the sitting of the Committee thereupon.

CXV.

The report upon every private Bill shall lie upon the table, and the Bill, if amended in Committee, or a railway Bill, when reported, shall be ordered to lie on the table, and every other Bill, when reported, shall be ordered to be read a third time.

CXVI.

Every private Bill, as amended in Committee, shall be printed at the expense of the parties applying for the same, and be delivered to the Clerk of the House, for the use of the members, three clear days at least before the consideration of such Bill.

CXVII.

In case of private Bills ordered to lie on the table, three clear days shall intervene between the report and the consideration of the Bill.

CXVIII.

No clause or amendment shall be offered in the House on the consideration of any private Bill ordered to lie upon the table, or any verbal amendment on the third reading of any private Bill, unless the Chairman of Committees shall have informed the House or signified in writing to Mr. Speaker whether in his opinion such clause or amendment be such as ought or ought not to be entertained by the House without referring the same to the Select Committee on Standing Orders.

CXIX.

When any clause or amendment is offered on the consideration of any private Bill, ordered to lie upon the table, or any verbal amendment on the third reading of any private Bill, such clause or amendment shall be printed at the expense of the parties. And when any clause is proposed to be amended it shall be printed *in extenso*, with every addition or substitution in different type, and the omissions therefrom included in brackets and underlined.

CXX.

No amendment, not being merely verbal, shall be made to any private Bill on the third reading, unless seven days' previous notice thereof shall have been given in the notice paper.

CXXI.

All amendments made by the Legislative Council to any private Bill shall be printed at the expense of the parties, and circulated with the Votes prior to such amendments being taken into consideration, and where any clause has been amended it shall be printed *in extenso*, with every addition or substitution in different type, and the omissions therefrom included in brackets and underlined; and when any amendments are intended to be proposed to the Council's amendments, such proposed amendments shall also be printed in like manner.

CXXII.

Every private Bill after it has been read a third time, shall be printed fair at the expense of the parties applying for the same.

CXXIII.

No private Bill shall pass through two stages on one and the same day without special leave of the House.

CXXIV.

No motion shall be made to dispense with any Standing Orders of the House without due notice thereof, and consent of three-fourths of the members present.

THE ORDERS REGULATING THE PRACTICE IN THE OFFICE OF THE CLERK OF THE ASSEMBLY.

CXXV.

A book to be called the "Private Bill Register" shall be kept in the office of the Clerk of the Assembly, in which book shall be entered the name, description, and place of residence of the Parliamentary agent in town, and of the agent in the country (if any) soliciting the Bill, and all the proceedings from the petition to the passing of the Bill. Such entry to specify briefly each day's proceedings before the Examiners of Petitions respectively, or in the House, or in any Committee to which the Bill may be referred, the day and hour appointed for the Examiners or Committee to sit, the day and hour to which the proceedings before such Examiners or Committee may be adjourned. Such book to be open to public inspection daily in the said office between the hours of nine and four.

CXXVI.

The receipt of all documents required by the Standing Orders of the House to be deposited in the Clerk of Assembly's Office shall be acknowledged by the Clerk of the Assembly, upon the said document, and upon the petition for the Bill, when deposited.

CXXVII.

A list of all petitions for private Bills shall be kept in the Clerk of the Assembly's Office, in the order of their deposit, according to such regulations as shall have been made by Mr. Speaker, which shall be called the "General List of Petitions," and each petition therein shall be numbered.

CXXVIII.

All memorials complaining of non-compliance with the Standing Orders in reference to petitions for Bills shall be deposited in the Clerk of the Assembly's Office three clear days before the day appointed for the first examination of the petition.

CXXIX.

All memorials shall be deposited in the Clerk of the Assembly's Office before four of the clock in the evening of any day on which the House shall sit, and before two of the clock in the evening on any day on which the House shall not sit, and two copies of every such memorial shall be deposited for the use of the Examiners before twelve of the clock at noon on the following day.

CXXX.

Every memorial complaining of non-compliance with the Standing Orders of the House in reference to petitions for additional provision in private Bills or to estate Bills brought from the Legislative Council, and to Bills introduced by leave of this House, in lieu of other Bills which shall have been withdrawn, and referred to the Examiners of Petitions for Private Bills, shall be

deposited in the Clerk of the Assembly's Office, together with two copies thereof, before twelve of the clock at noon on the day preceding that appointed for the examination of any such petition or Bill by the Examiners, and the Examiners shall be at liberty to entertain such memorial, although the party (if any) who may be specially affected by the non-compliance with the Standing Orders shall not have signed the same.

CXXXI.

Two clear days' notice shall be given in the Clerk of the Assembly's Office, of the day appointed for the examination of each petition for a Bill, and at least two clear days' notice in all cases of petitions for additional provision in private Bills, of estate Bills brought from the Legislative Council, and of Bills introduced by leave of this House in lieu of other Bills which shall have been withdrawn, and referred to the Examiners.

CXXXII.

Between the first and second reading of every private Bill, the Bill shall, according to its priority, be examined with all practicable dispatch by the Clerk of the Assembly, as to its conformity with the rules and Standing Orders of the House, and if not in due form, the Clerk shall specify thereon the page in which any irregularity occurs, and shall enter the day of such examination together with his own name in the examination book.

CXXXIII.

Three clear days' notice in writing shall be given by the agent for the Bill to the Clerk of the Assembly, of the day proposed for the second reading of every private Bill, and no such notice shall be given until the day after that on which the Bill has been read a first time.

CXXXIV.

Three clear days' notice shall be given by the agents for the Bill to the Clerk of the Legislative Assembly of the day and hour appointed for the first meeting of the Committee on any private Bill, and all the proceedings of any Committee, of which such notice shall not have been given, shall be void.

CXXXV.

A filled-up Bill, signed by the agent for the Bill, as proposed to be submitted to the Committee on the Bill, and, in the case of a recommitted Bill, a filled-up Bill, as proposed to be submitted to the Committee on recommitment, shall be deposited in the Clerk of the Assembly's Office, one clear day before the meeting of the Committee on every private Bill; and all parties shall be entitled to a copy thereof upon payment of the charges for making out amendments of such Bill.

CXXXVI.

Two clear days' notice in writing shall be given by the agents of the Bill to the Clerk of the Legislative Assembly, of the day proposed for the further consideration of every private Bill ordered to lie upon the table.

CXXXVII.

The Clerk of the Assembly, after the report is made out, shall make out a copy of the Bill, with the written amendments made in the Committee, in which Bill all the clauses added by the Committee shall be regularly marked in those parts of the Bill in which they are to be inserted.

CXXXVIII.

The Clerk of the Assembly shall endorse on every private Bill printed as amended in Committee, a certificate that the same has been examined with the Bill as reported from the Committee.

CXXXIX.

When it is intended to bring up any clause, or to propose any amendment on the consideration of any private Bill ordered to lie on the table, or any verbal amendment on the third reading of any private Bill, notice shall be given thereof in the Clerk of the Assembly's Office one clear day previous to such consideration or third reading.

CXL.

One clear day's notice in writing shall be given by the agent for the Bill to the Clerk of the Legislative Assembly of the day proposed for the third reading of every private Bill, and no such notice shall be given until the day after that on which the Bill shall have been ordered to be read a third time.

CXLI.

The amendments (if any) which are to be made on the consideration of any private Bill ordered to lie upon the table, and on the third reading of any private Bill, and also such amendments made by the Legislative Council as shall have been agreed to by this House, shall be entered by the Clerk of the Legislative Assembly upon the printed copy of the Bill as amended in Committee, which Clerk shall sign the said copy so amended, in order to its being deposited and preserved in the said office.

CXLII.

Every private Bill after it has been printed fair, shall before the same is sent to the Council, be examined by the Clerk of the Legislative Assembly with the Bill as read a third time; and the Clerk shall endorse thereon a certificate of such examination.

CXLIII.

When amendments made by the Legislative Council to any private Bill are to be taken into consideration, one clear day's notice shall be given thereof in the Clerk of the Assembly's Office, and if any amendments be intended to be proposed thereto, a copy of such amendments shall also be deposited, and notice given thereof, one clear day previous to the same being proposed to be taken into consideration; and no such notice shall be given until the day after that on which such Bill shall have been returned from the Legislative Council.

CXLIV.

All notices required to be given or deposits to be made in the Clerk of the Assembly's Office shall be delivered in the said office before four of the clock in the evening of any day on which the House shall sit, and before two of the clock on any day on which the House shall not sit; and after any day on which the House shall have adjourned beyond the following day no notice shall be given for the first day on which it shall again sit.

CXLV.

The Clerk of the Assembly shall cause to be prepared daily lists of all private Bills and petitions for private Bills upon which any Committee or Examiner is appointed to sit, specifying the hour of meeting and the room where the Committee or Examiner shall sit; and the same shall be hung up in the lobby of the House.

CXLVI.

Every plan and book of reference thereto, which shall be certified by the Speaker of the Legislative Assembly in pursuance of any Act of Parliament, shall previously be ascertained and verified in such manner as shall be deemed most advisable by the Speaker, to be exactly conformable in all respects to the plan and book of reference which shall have been signed by the Chairman of the Committee upon the Bill.

TABLE OF FEES PAYABLE AT THE LEGISLATIVE ASSEMBLY

BY THE PROMOTERS AND OPPONENTS OF PRIVATE BILLS ON ACCOUNT OF THE CONSOLIDATED REVENUE.

	£	s.	d.
On the deposit of the Petition or Bill in the Clerk of the Assembly's Office	5	0	0
On the deposit of the plan or any other document in the Clerk of the Assembly's Office	1	0	0
For every day on which the Examiners shall enquire into the compliance with the Standing Orders	5	0	0
On the presentation of the Petition for the private Bill	2	0	0
On the Report from the Committee on the Bill	15	0	0
On the third reading of the Bill	15	0	0
Bills from the Council, commonly called Estate Bills, to be charged only one-half of the preceding Fees.			

Fees to be paid by the opponents of a private Bill.

On the deposit of every Memorial complaining that the Standing Orders have not been complied with	1	1	0
On the presentation or deposit of every Petition against a private Bill	1	1	0

For proceedings before the Examiners or before any Committee.

For every day on which the Examiners shall enquire into any Memorial complaining of a non-compliance with the Standing Orders	2	0	0
For every day on which the Petitioners appear before any Committee	2	0	0
For every day on which the Committee shall sit	2	0	0

General Fees.

On every Motion, Order, or proceeding in the House upon a private Bill, Petition, or matter not otherwise charged	1	0	0
For copies of all papers and documents, at the rate of seventy-two words in every folio :—			
If five folios or under	0	2	6
If above five folios, per folio	0	0	4
For the copy of a Plan made by the parties	1	0	0
For the inspection of a plan or any document	0	5	0
For every plan or document certified by the Speaker pursuant to any Act of Parliament	1	1	0
For every day on which any parties shall be heard by Counsel at the Bar, from each side	5	0	0
For every day the Shorthand writer shall attend	2	2	0
For the transcript of his notes, per folio of seventy-two words	0	1	0

Fees to be paid on the Taxation of Costs on private Bills.

	£.	s	d.
For every application or reference to the taxing officer of the Legislative Assembly, for the taxation of a bill of costs	1	0	0
On the deposit of every Memorial complaining of a Report of the taxing Officer	1	0	0
For every certificate which shall be signed by the Speaker	1	0	0
For copies of any documents in the office of the taxing officer, per folio of seventy-two words	0	0	4

That every Bill for the particular interest or benefit of any person or persons, whether the same be brought in upon Petition, or Motion, or Report from a Committee, or brought from the Council, ought to be deemed a private Bill within the meaning of the Table of Fees.

The preceding Fees shall be charged, paid and received at such times, in such manner, and under such regulations as the House shall from time to time direct.

APPENDIX A.

No. .

SIR,

We beg to inform you that application is intended to be made to the Legislative Assembly in the ensuing Session for "An Act" [*here insert the title of the Act*] and that the property mentioned in the annexed Schedule, or some part thereof, in which we understand you are interested as therein stated, will be required for the purposes of the said undertaking, according to the line thereof as at present laid out, or may be required to be taken under the usual powers of deviation, to the extent of yards on either side of the said line, which will be applied for in the said Act, and will be passed through in the manner mentioned in such Schedule.

We also beg to inform you that a Plan and Section of the said undertaking, with a Book of Reference thereto, have been, or will be, deposited with

[*specify where the property situate*] on or before the on which Plans your property is designated by the numbers set forth in the annexed Schedule.

As we are required to report to Parliament whether you assent to, or dissent from, the proposed undertaking, or whether you are neuter in respect thereto, you will oblige us by writing your answer of assent, dissent, or neutrality in the form left herewith, and returning the same to us with your signature, on or before the day of next; and if there should be any error or mis-description in the annexed Schedule, we shall feel obliged by your informing us thereof at your earliest convenience, that we may correct the same without delay.

We are, Sir,

Your most obedient servants,

To

NOTE.—If the application be forwarded by post, the words "Legislative Assembly Notice" are to be printed or written on the cover

SCHEDULE referred to in the foregoing Notice, describing the Property therein alluded to, and the manner in which the Line of the proposed Work, as delineated upon the Plan and Section, will affect the same.

Property in the line of the proposed Work, as at present laid out, including Property any part of which is within yards, or thereabouts, of the centreline of such proposed Work as delineated upon the Plan.	Parish, or Township, or County, where no Parish or Township named.	Number on Plans.	Description.	Owner.	Lessee.	Occupier.	Description of the Section of the line deposited, shewing the greatest height of embankment and depth of cutting where the Property is intersected by the centre line of the proposed Work.
Property within the limits of deviation intended to be applied for.	Parish, or Township, or County, where no Parish or Township named.	Number on Plans.	Description.	Owner.	Lessee.	Occupier.	

NOTE.—Where the property is not intersected by the centre line, the description of the Section is not given in the last column.

Ordered—That the said Rules and Orders be now adopted as the Standing Rules and Orders of the Assembly relating to Private Bills.

Ordered—That the said Standing Rules and Orders, as now adopted, be printed, and that an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to approve of the same.

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

“ Coal Fields—Report from Select Committee—To be considered.”

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

“ Refreshment Rooms—Resolutions in Committee—To be reported.”

12. REFRESHMENT ROOMS.—On the motion of Mr. Brooke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of the Message from the Legislative Council, respecting the management of the Refreshment Rooms of the Houses of Parliament.

The Chairman reported the following Resolutions, viz. :—

- (1.) That Colonel Farquharson be appointed to the charge of the domestic arrangements of the Parliament Houses and Stables, and that he be allowed in consideration thereof a salary of £100 per annum and suitably furnished apartments.
- (2.) That Mr. Gregory be allowed £25 a month (payable monthly) towards defraying the expense of servants from the date of his resigning the former contract, and that he be allowed to continue the contract on probation until the end of the present Session, on the basis of the tariff already agreed on.
- (3.) And that some person be appointed to take charge of the stables at a salary of £50 per annum, with free quarters. In consideration of this salary, a tariff for keeping the horses of Members and attendance (to be supplied) to regulate the charges of the stable keeper be decided upon.
- (4.) That the present occupant of the stables be employed for a probationary period not exceeding three months, and, in the event of his not giving satisfaction, that he be dismissed from his employment.

On the motion of Mr. Brooke, the Assembly adopted the same, and ordered a Message to be transmitted therewith to the Legislative Council, and their concurrence desired therein.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 143.

THURSDAY, 19TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
 2. JOINT STANDING ORDER.—Mr. Speaker reported that His Excellency the Governor had been pleased to approve of the Joint Standing Order agreed to by the Assembly 11th November instant.
 3. RETURN TO WRIT.—Mr. Speaker announced to the Assembly that he had received a Return to the Writ he had issued for the Election of a Member to serve for the Electoral District of Williamstown, by which it appeared that Charles James Perry, Esq., had been duly elected in pursuance thereof.
 4. PETITION.—Mr. Humfray presented a Petition from certain Inhabitants of Ballarat, praying the House to take such measures as might be most expedient and advisable effectually to check the recurrence of proceedings similar to those set forth in the Petition. Ordered to lie on the Table.
 5. ROAD ALONG THE YARRA.—Mr. D. S. Campbell moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates for 1858, a sum of money for making the road along the bank of the Yarra from the Punt Road to the New Bridge at Church-street, Richmond.
Debate ensued.
Motion, by leave, withdrawn.
 6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“*Coal Fields—Report from Select Committee—To be considered.*”
- Assembly adjourned at five minutes past five o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 144.

FRIDAY, 20TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBER.—Charles James Perry, Esq., having been introduced, and having taken the Oath, took his seat as Member for the Electoral District of Williamstown.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Bills without any amendment, viz :—

“ *The Appropriation Bill,*”
 “ *The Supervision of Railways Bill,*” and
 “ *The Chinese Residents' Bill.*”

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 19th November, 1857.

4. WESTWARD HARBORS COMMITTEE.—Mr. Rutledge, Chairman, brought up a Progress Report from this Committee.
Report read, ordered to lie on the Table, and be printed.
5. PRINTING REPORT.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the twenty-eighth Report from the Printing Committee.
Ordered to be printed.
6. SUSPENSION OF STANDING ORDERS.—On the motion of Mr. Rutledge, the Assembly ordered that Standing Order No. 37 be suspended.
7. WESTWARD HARBORS COMMITTEE.—Mr. Rutledge moved, That the Progress Report from this Committee be now adopted by the Assembly.
Question—put and resolved in the affirmative.
8. COAL FIELDS COMMITTEE.—On the motion of Mr. Hughes, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of the Report from the Select Committee of this Assembly on the Coal Fields of the Colony.
The Chairman reported that the Committee had come to certain resolutions,
Ordered—That the said Resolutions be reported on Tuesday, 24th November instant.
9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Bills without any amendment :—

“ *The St. Kilda and Brighton Railway Bill,*”
 “ *The Melbourne and Suburban Railway Bill.*”

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 20th November, 1857.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they concur with the resolutions transmitted from the Legislative Assembly on the subject of the Refreshment Rooms and Stables, on the 19th instant.

(Signed)

J. P. PALMER,
President.

Legislative Council Chamber,
Melbourne, 20th November, 1857.

10. WESTWARD HARBORS.—Mr. Rutledge, Chairman, brought up the final Report from the Select Committee on this case.
Ordered to lie on the Table, and be printed.
11. MR. J. P. MAIN'S CASE.—Mr. Heales, Chairman, brought up the final Report from the Select Committee on this case.
Ordered to lie on the Table, and be printed.
12. SUSPENSION OF STANDING ORDER.—On the motion of Mr. Haines, the Assembly ordered that Standing Order No. 37 be suspended.
13. ADJOURNMENT OF THE HOUSE.—Mr. Haines moved, That this House do, at its rising this day, adjourn until Tuesday next at twelve o'clock.
Question—put and resolved in the affirmative.
- Assembly adjourned at ten minutes past six o'clock until twelve o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 145.

TUESDAY, 24TH NOVEMBER, 1857.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. **ST. KILDA AND BRIGHTON RAILWAY BILL.**—Mr. Speaker laid on the Table a communication from the Clerk of the Parliaments respecting a clerical error discovered in "*The St. Kilda and Brighton Railway Bill.*"

MR. SPEAKER,

In conformity with the requirement of the Joint Standing Order No. XXI. I do myself the honor to report to the Legislative Assembly that the following clerical error has been discovered in the "*Act to authorize the making of the St. Kilda and Brighton Railway.*"

In Clause IV., "The capital of the company shall be one hundred and thirty-five thousand pounds, and the number of shares into which the said capital shall be divided shall be four thousand four hundred and the amount of each share shall be twenty-five pounds," the word "four" before the words "thousand four hundred," appears to have been erroneously inserted in lieu of the word "five."

(Signed)

G. W. RUSDEN,
Clerk of the Parliaments.

Mr. Brooke moved, That the above error be corrected, by omitting the word "four," and inserting the word "five" instead thereof.

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

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

Ordered—That a Message be transmitted to the Legislative Council, and their concurrence desired in the correction of the above error.

3. **STANDING ORDERS RELATING TO PRIVATE BILLS.**—Mr. Speaker announced that His Excellency the Governor had been pleased to approve of the Standing Orders relating to Private Bills.

4. **COAL FIELDS.**—Mr. Aspinall reported from a Committee of the whole, certain Resolutions, which were read as follow:—

Resolved—

- (1.) That the examination of the Cape Patterson Coal Fields be *at once* undertaken by the Geological Surveyor, with the additional staff recommended in the Report from the Select Committee on the subject; and that a similar additional staff be placed at his disposal for the examination of the county of Grant and neighborhood.
- (2.) That concurrently with the geological examination, at least two borings be made, one of which should be from the bottom of an existing shaft at Cape Patterson.
- (3.) That as so much of the commercial value of the Coal Fields at Cape Patterson depends upon the facilities of transport and shipment, the Committee recommend that a careful examination of the coast from Cape Patterson to Cape Liptrap, together with a detailed survey of Anderson's Inlet, should be at once undertaken by the Marine Surveyor.

On the motion of Mr. Hughes, the Assembly adopted the above Report.

5. **PAPERS.**—Mr. Moore presented:—

- (1.) Crown Lands Sold in the Ballaarat District.—Return to an Order of the Legislative Assembly dated 17th November, 1857, for a Return shewing the gross sum realized to the present time from the Sale of Crown Lands in the District of Ballaarat, including Creswick, Buninyong, Smythe's Creek, Raglan, and Steiglitz.
- (2.) Gaols at Castlemaine and Ballaarat.—Return to an Order of the Legislative Assembly dated 2nd October, 1857, for Copies of the Correspondence between the local authorities at Castlemaine and Ballaarat and the President of the Board of Land and Works, relative to the new Gaols now in course of erection at Castlemaine and Ballaarat.

Severally ordered to lie on the Table.

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Also—

Supernumerary Officers.—Return of Supernumerary Professional Officers employed in the Department of Public Works.

Ordered to be printed.

Sandhurst Roads.—Return of Expenditure of £32,000 for Repairs to Sandhurst Road, between the Gap and Kangaroo Flat.

Ordered to be printed.

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

MR. SPEAKER,

The Legislative Council inform the Legislative Assembly that they agree with the Legislative Assembly in correcting the clerical error reported to have been discovered in Clause IV. of a Bill intituled "*An Act to authorize the making of the St. Kilda and Brighton Railway.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
24th November, 1857.

7. PRINTING COMMITTEE.—Mr. Hughes, on behalf of Mr. Speaker, Chairman, brought up the Twenty-ninth Report from this Committee.

Also, General Report from the same Committee of their proceedings during the Session. Severally ordered to be printed.

8. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to withhold the Royal Assent from the following Bill :—

" An Act to assimilate and simplify the Oaths of Qualification for Office and to recognize and establish in Victoria the right of absolute civil equality of all Her Majesty's subjects irrespective of religious belief."

And His Excellency was pleased to give the Royal Assent to the several Public Bills and Private Bills following, viz. :—

" An Act to facilitate Leases and Sales of Settled Estates in the Colony of Victoria."

" An Act to enable the Shareholders in a Joint Stock Insurance Company carrying on business in the Colony of Victoria under the name style or title of 'The Colonial Insurance Company' to sue and be sued in the name of the Chairman for the time being of the Directors of the said Company and for other purposes."

" An Act to incorporate a Company to be called 'The Ballaarat Gas Company' and for other purposes."

" An Act to make Powers of Attorney valid in certain cases."

" An Act for the more easy Recovery of certain Debts and Demands."

" An Act for making and maintaining a Bridge over the Campaspe River at Echuca."

" An Act to establish a Board of Land and Works."

" An Act for amending the Laws relative to the Gold Fields."

" An Act to extend the Right of Voting and to provide for the Registration of Parliamentary Electors."

" An Act to enable the Shareholders of a Joint Stock Insurance Company established in the Colony of Victoria under the style or title of 'The Australasian Fire and Life Insurance Company' to sue and be sued in the name of the Chairman for the time being of the Board of Directors of the said Company and to limit the liability of such Shareholders and for other purposes."

" An Act to authorize the Construction of a Main Trunk Line of Railway from Melbourne to the River Murray and of a Main Trunk Line of Railway from Geelong to Ballaarat."

" An Act to authorize the raising moneys for the construction of certain Railways."

" An Act for preventing the spread of Small Pox."

" An Act for the Construction of Railways."

" An Act to correct certain errors in Acts of this Session."

" An Act to provide for the Supervision of Railways."

" An Act to regulate the residence of the Chinese population in Victoria."

" An Act to authorize the making of the St. Kilda and Brighton Railway."

" An Act for making and maintaining of the Melbourne and Suburban Railway."

" An Act to appropriate the Consolidated Revenue to the service of the year One thousand eight hundred and fifty-seven and for other purposes."

9. HIS EXCELLENCY'S SPEECH.—After which His Excellency was pleased to make a Speech to both Houses of Parliament, as followeth :—

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

In releasing you from your attendance in Parliament, I desire to express my high sense of the zeal and assiduity with which you have applied yourselves to the duties of a very protracted Session, and of the cheerfulness with which you have devoted so large a portion of your time to the public business.

Although some of the measures to which my predecessor invited your attention at the opening of the Session have not been submitted for your consideration, in consequence of unforeseen circumstances, I trust the omission will not ultimately prejudice the interests of the public, and that it will be conceded that, however desirable certain changes in the law may be, there is a limit to the number of questions with which the Legislature, even with the utmost industry, can deal satisfactorily in one Session.

In alluding to the discussions on the Bill for the sale and occupation of Crown Lands, to which so much time was devoted, I would express my hope that, although they have led as yet to no legislation, they will be found to have had the effect of affording information and removing misconceptions, and thus of hastening the arrival of the time when such a settlement of this most important question may be accomplished, as may deal justly with all interests, and satisfy every reasonable expectation.

The Acts for enabling the Government to undertake at once the construction of Railways will prove most beneficial, not only in the ultimate effect they must have in enhancing the value of the public property and in materially diminishing the burthen which the want of cheap and rapid means of internal communication has imposed on the productive classes of the community, particularly of that portion of it resident on the Gold Fields, but in affording employment to the large number of immigrants who are now landing in the Colony, and to those who may hereafter arrive.

I trust that the Act for the Extension of the Franchise, and for introducing a more economical and efficient system of registration, may lead to a more thorough and equal representation of the various classes of the community, and when taken in connection with other measures of reform which will be laid before you in the next Session, remove every cause of just complaint, and increase general confidence in the Legislature.

The Act for the Management of the Gold Fields, by extending the powers of the local legislative bodies, will enable them to frame regulations to meet the exigencies arising from the improvements and alterations which experience has introduced in the method of mining. It also establishes tribunals of a constitutional character for dealing with cases of encroachment and other disputes which arise among miners.

It is with much satisfaction that I have given Her Majesty's assent to various important Bills affecting the administration of the law, and relating to the operations of commerce. These Acts have been framed with a view to accomplish the great object, if not of codification, at least of consolidation, so that the whole of one subject is embraced by one Act.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,

I desire to express my cordial thanks for the readiness with which you have provided the necessary supplies for carrying on the service of the Colony.

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

I feel assured that the constant attention to your Legislative duties during this very protracted Session must have involved a considerable sacrifice of your personal comfort and your private interests, more particularly in the case of those among you who reside in the remoter districts of the Colony. I therefore regret that the exigencies of the public service will render it necessary for me to call upon you to re-assemble after a very brief recess. I cannot, however, doubt that you will again give to the business of the Country that attention which has so honorably characterized the discharge of your duties during the present Session.

I do now, in Her Majesty's name, prorogue this Parliament to Thursday, the Third day of December next, and it is hereby prorogued accordingly.

HENRY BARKLY,
Governor.

FRAN^s. MURPHY,
Speaker.

Select Committees,

APPOINTED DURING THE SESSION 1856-7.

1.—REPLY TO GOVERNOR'S OPENING SPEECH.

Appointed 25th November, 1856.

Mr. Haines,
Mr. Foster,
Mr. O'Shanassy,
Mr. Michie,

Mr. Fellows,
Mr. Pyke,
Mr. D. S. Campbell,
Capt. Anderson (*Mover*).

2.—STANDING ORDERS.

Appointed 26th November, 1856.

The Speaker,
The Chairman of Committees,
*Mr. O'Shanassy,
Mr. Griffith,
Mr. Childers,
†Mr. Gavan Duffy,

Mr. Palmer,
†Mr. Horne,
Mr. Stawell,
†Mr. Foster,
*Mr. McCulloch,
†Mr. Ebden.

*Re-appointed 28th May, 1857.

†Re-appointed 16th April, 1857.

‡Appointed 28th May, 1857.

3.—RESTORATION OF PEACE.—ADDRESS TO THE QUEEN.

Appointed 27th November, 1856.

Mr. Horne,
Mr. King,
Mr. Gavan Duffy,
Mr. Moore,

Capt. Pasley,
Mr. Pyke,
Mr. J. B. Were,
Mr. Haines (*Mover*).

4.—BALLAARAT RIOTS.—BENTLEY'S HOTEL.

Appointed 2nd December, 1856.

*Mr. Haines,
†Mr. Greeves,
†Mr. Langlands,
†Mr. Harker,
Mr. Stawell,
Mr. Pyke,
*Mr. Michie,

§Mr. Horne,
Mr. Grant,
Mr. Brooke,
Mr. Sargood,
||Mr. Hughes,
Mr. Humffray (*Mover*).

*Re-appointed 28th May, 1857.

†Appointed 28th May, 1857.

†Re-appointed 28th July, 1857.

‡Appointed 3rd March, 1857.

§Re-appointed 16th April, 1857.

||Appointed 16th April, 1857.

5.—MRS. M. KELLY.

Appointed 2nd December, 1856.

Mr. Smith,	|	Mr. Sladen,
Mr. Wills,		Mr. O'Shanassy,
Mr. Palmer,		Mr. Myles,
Mr. Gavan Duffy,		Mr. Snodgrass (<i>Mover</i>).

6.—LIBRARY COMMITTEE.

Appointed 3rd December, 1856.

The Speaker,	|	Mr. Griffith,
Mr. Colin Campbell,		*Mr. Michie,
Mr. Childers,		†Mr. Gavan Duffy,
Dr. Evans,		*Mr. Haines (<i>Mover</i>).
Mr. Greeves,		

*Re-appointed 28th May, 1857.

†Appointed 16th April, 1857.

7.—POSTAL SYSTEM.

Appointed 4th December, 1856.

Mr. Sladen,	|	Mr. Grant,
*Mr. Horne,		Mr. Snodgrass,
Mr. King,		‡Mr. Heales,
*Mr. Gavan Duffy,		Mr. Greeves,
†Capt. Anderson,		†Dr. Owens,
†Mr. Palmer,		†Mr. Rutledge,
†Mr. Cameron,		Mr. Baragwanath (<i>Mover</i>).
†Mr. Colin Campbell,		

*Re-appointed 28th May, 1857.

†Appointed 12th December, 1856.

‡Appointed 28th May, 1857.

8.—COAL FIELDS.

Appointed 10th December, 1856.

Capt. Clarke,	|	†Mr. Brooke,
*Mr. Horne,		†Capt. Anderson,
*Mr. Moore,		†Mr. Sargood,
*Mr. O'Shanassy,		Mr. Hughes (<i>Mover</i>).
Mr. Hammill,		

*Re-appointed 28th May, 1857.

†Appointed 27th February, 1857.

‡Appointed 28th May, 1857.

9.—PUBLIC BATHS.

Appointed 11th December, 1856.

Capt. Pasley,	|	Mr. McCulloch,
Capt. Clarke,		Mr. Rutledge,
Mr. Moore,		Dr. Embling (<i>Mover</i>).
Mr. D. S. Campbell,		

10.—PARLIAMENT HOUSES.

Appointed 12th December, 1856.

The Speaker,	†Mr. Gavan Duffy,
*Mr. Moore,	Mr. Griffith,
†Mr. O'Shanassy,	*Mr. Goodman,
Capt. Clarke,	†Mr. Ebden,
Mr. Pyke,	†Mr. Horne,
§Mr. Greeves,	Capt. Pasley (<i>Mover</i>).
†Mr. Foster,	
*Re-appointed 28th May, 1857.	†Re-appointed 16th April.
‡Appointed 28th May, 1857.	§Re-appointed 10th July, 1857.

11.—PENAL DISCIPLINE.

Appointed 12th December, 1856.

*Mr. Haines,	Mr. Smith,
Mr. Stawell,	Mr. Syme,
Capt. Pasley,	†Mr. Foster,
†Mr. O'Shanassy,	†Mr. D. S. Campbell,
Mr. Blair,	|| Mr. Service,
*Mr. Michie,	†Mr. Myles,
Mr. Humffray,	§Mr. Langlands,
Charles Read,	Mr. Wills (<i>Mover</i>).
Mr. Fyfe,	
*Re-appointed 28th May, 1857.	†Re-appointed 16th April, 1857.
‡Appointed 28th May, 1857.	§Appointed 22nd January, 1857.
	||Appointed 10th July, 1857.

12.—LIVE STOCK IMPORTATION.

Appointed 16th December, 1856.

Mr. Henty,	Mr. McDougall,
Mr. McCulloch,	Capt. Clarke,
Mr. Rutherford,	Dr. Embling (<i>Mover</i>).
Mr. Johnson,	

13.—SHIPPING POINT.—PORT ALBERT.

Appointed 16th December, 1856.

Capt. Clarke,	Mr. Griffith,
*Mr. Goodman,	Mr. Childers,
*Mr. Moore,	Mr. Baragwanath,
Mr. Davis,	Mr. King (<i>Mover</i>).
	*Re-appointed 19th June, 1857.

14 —PRINTING.

Appointed 18th December, 1856.

The Speaker,	*Mr. Moore,
*Mr. Haines,	Mr. McCulloch,
Mr. Stawell,	†Mr. Wood,
Mr. Aspinall,	†Mr. Adamson,
Mr. Snodgrass,	*†Mr. Horne,
Dr. Evans,	†Mr. Childers,
Mr. Greeves,	†Mr. Rutledge,
*Mr. O'Shanassy,	†Mr. Brooke,
Mr. Syme,	Mr. Hughes (<i>Mover</i>).
*Re-appointed 28th May, 1857.	†Appointed 8th January, 1857.
	‡Appointed 28th May, 1857.

15.—ADDRESS TO HIS EXCELLENCY SIR HENRY BARKLY.

Appointed 30th December, 1856.

Mr. Goodman,	Mr. Childers,
Mr. Foster,	Mr. Horne,
Mr. Michie,	Mr. Haines (<i>Mover</i>).
Mr. Greeves,	

16.—ADDRESS TO MAJOR GENERAL MACARTHUR.

Appointed 6th January, 1857.

Mr. King,	Mr. Stawell,
Mr. Gavan Duffy,	Mr. Michie,
Mr. Greeves,	Mr. Horne (<i>Mover</i>).
Mr. Haines,	

17.—LANG AND DRAKE.

Appointed 9th January, 1857

*Mr. Haines,	Mr. Adamson,
Mr. Grant,	Mr. Aspinall,
Mr. Beaver,	†Mr. Sitwell,
Mr. Stawell,	†Mr. Harker,
†Mr. Greeves,	§Charles Read,
Mr. Syme,	||Mr. Gavan Duffy (<i>Mover</i>).

*Re-appointed 28th May, 1857.

†Appointed 28th May, 1857.

‡Re-appointed 2nd July, 1857.

§Appointed 2nd June, 1857.

||Re-appointed 16th April, 1857.

18.—FEDERAL UNION OF AUSTRALIAN COLONIES.

Appointed 16th January, 1857.

Mr. Childers,	Mr. Griffith,
*Mr. O'Shanassy,	Dr. Evans,
†Mr. Moore,	Mr. Harker,
†Mr. Michie,	Mr. Syme,
*Mr. Foster,	†Mr. McCulloch,
*Mr. Horne,	*Mr. Gavan Duffy (<i>Mover</i>).

*Re-appointed 16th April, 1857.

†Re-appointed 28th May, 1857.

19.—RAILWAYS.

Appointed (by Ballot) 21st January, 1857.

*Mr. O'Shanassy,	*Mr. Horne,
Capt. Clarke,	Mr. Childers,
Capt. Pasley,	*Mr. Gavan Duffy,
*Mr. Michie,	*Mr. Haines,
*Mr. Moore,	Mr. Sladen,
*Mr. Goodman,	†Mr. Ebden,
Mr. Greeves,	†Mr. Palmer,
Mr. Griffith,	§Mr. Sitwell,
*Mr. McCulloch,	†Mr. Humfray,
Mr. Brooke,	

*Re-appointed 26th May, 1857.

†Appointed 10th July, 1857.

‡Appointed 26th May, 1857.

§Appointed 5th August, 1857.

20.—TRANSPORTATION OF BRITISH CONVICTS.

Appointed 23rd January, 1857.

Mr. Michie,	|	Mr. Greeves (<i>Mover</i>).
Mr. Childers,	|	

21.—WESTWARD HARBORS.

Appointed 19th February, 1857.

Mr. Hughes,	|	Capt. Clarke,
Mr. Beaver,	|	†Mr. Moore,
*Mr. Horne,	|	Capt. Pasley,
Mr. Henty,	|	Mr. Rutledge (<i>Mover</i>).
Mr. Ware,	|	

*Re-appointed 16th April, 1857. †Appointed 10th July, 1857.

22.—MR. J. G. M. WIGLEY,

Appointed 5th June, 1857.

Mr. Michie,	|	Dr. Evans,
Mr. Moore,	|	Mr. Harker,
Mr. O'Shanassy,	|	Mr. Hughes,
Dr. Owens,	|	Mr. Humfray (<i>Mover</i>).
Mr. Palmer,	|	

23.—MR. JOHN SNOWBALL.

Appointed 9th June, 1857.

Mr. Moore,	|	Mr. Harker,
Mr. Sargood,	|	Mr. Phelan,
Mr. Langlands,	|	Mr. McDougall (<i>Mover</i>).
Mr. Heales,	|	

24.—MELBOURNE AND HOBSON'S BAY RAILWAY BILL.

Appointed 10th June, 1857.

Mr. Fellows,	|	Capt. Clarke,
Mr. McCulloch,	|	Mr. Fyfe,
Mr. Goodman,	|	Mr. Horne,
Mr. Palmer,	|	Mr. Wood,
Mr. Service,	|	Mr. D. S. Campbell (<i>Mover</i>).
Mr. Heales,	|	

25.—MR. FARQUHAR McDONALD.

Appointed 12th June, 1857.

Mr. Fellows,	|	Mr. Wood,
Dr. Embling,	|	Charles Read,
Dr. Owens,	|	Mr. Lalor (<i>Mover</i>).
Mr. Heales,	|	

26.—CAPTAIN JOHN MECHOSK.

Appointed 12th June, 1857.

Mr. Humfray,	|	Dr. Embling,
Mr. Rutherford,	|	Mr. Michie,
Mr. Grant,	|	*Capt. Clarke,
Dr. Evans,	|	Mr. Blair (<i>Mover</i>).

*Appointed 23rd July, 1857.

27.—COLONIAL INSURANCE COMPANY'S BILL.

Appointed 16th June, 1857.

Mr. Foster,	|	Mr. Lalor,
Mr. Harker,	|	Mr. Goodman
Mr. Brooke,	|	Mr. Langlands
Mr. Smith,	|	*Mr. Grant
Mr. Adamson,	|	Mr. D. S. Campbell (<i>Mover</i>).

*Appointed 23rd June, 1857.

28.—MR. ROBERT BENNETT.

Appointed 17th June, 1857.

Mr. Fellows
*Mr. Aspinall,
Mr. Fyfe,
Mr. Sitwell,

Dr. Evans,
Mr. Grant
Mr. D. S. Campbell
Mr. Heales (*Mover*).

*Appointed 18th June, 1857.

29.—MELBOURNE GAS AND COKE COMPANY'S ACT AMENDMENT BILL.

Appointed 19th June, 1857.

Mr. Aspinall,
Mr. Fyfe,
Dr. Owens,
Mr. Heales,

Dr. Embling,
Mr. Snodgrass,
Mr. Smith (*Mover*).

30.—MR. J. P. MAIN.

Appointed 10th July, 1857.

Mr. Moore,
Mr. Greeves,
Mr. Smith,
Mr. McDougall,

Mr. Brooke,
Mr. Myles,
Mr. Heales (*Mover*).

31.—AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.

Appointed 10th July, 1857.

Mr. Henty,
Mr. Horne,
Mr. Davis,
Mr. O'Brien,

Mr. Heales,
Mr. Quarterman,
Mr. Langlands (*Mover*).

32.—BALLAARAT GAS COMPANY'S BILL.

Appointed 28th July, 1857.

Mr. Horne,
Mr. Adamson,
Mr. Greeves,
Mr. Brooke,
Mr. O'Shanassy,

Mr. Blair,
Mr. Harker,
Mr. Snodgrass,
Mr. Humffray (*Mover*).

33.—ELECTORAL ACT AMENDMENT BILL.

Appointed 4th August, 1857.

Mr. Foster
Mr. O'Shanassy,
Mr. Gavan Duffy,
Dr. Owens,
Mr. Griffith,
Mr. Adamson,

Mr. Sladen,
Mr. Service,
Mr. Sitwell,
Mr. Humffray,
Mr. Haines (*Mover*).

34.—ECHUCA BRIDGE BILL.

Appointed 6th August, 1857.

Mr. D. S. Campbell,
Mr. Davis,
Mr. Quarterman,
Mr. Lalor,

Mr. Service,
Capt. Clarke,
Mr. Langlands (*Mover*).

35.—MELBOURNE AND SUBURBAN RAILWAY BILL.

Appointed (by Ballot) 12th August, 1857.

Mr. Brooke,	|	Mr. C. Campbell,
Mr. Grant,	|	Mr. Ebden,
Capt. Clarke,	|	Mr. Foster,
Mr. Haines,	|	Mr. Sargood,
Mr. Moore,	|	Mr. Hughes,
Mr. Goodman,	|	Mr. D. S. Campbell,

36.—REFRESHMENT ROOMS (JOINT) COMMITTEE.

Appointed 18th August, 1857.

Mr. Rutledge,	|	Mr. Brooke.
Dr. Findlay,	|	

37.—LIBRARY (JOINT) COMMITTEE.

Appointed 28th August, 1857.

The Speaker,	|	Mr. Greeves,
Mr. C. Campbell,	|	Mr. Griffith.
Mr. Gavan Duffy,	|	

38.—MRS. FRANCES MARY ISLES.

Appointed 1st September, 1857.

Mr. Haines,	|	Mr. Wood,
Mr. Fellows,	|	Mr. D. S. Campbell,
Mr. Ireland,	|	Mr. Grant (<i>Mover</i>).

39.—CITY OF MELBOURNE AND EMERALD HILL CORRESPONDENCE.

Appointed 1st September, 1857.

Mr. Griffith,	|	Mr. Heales,
Mr. Adamson,	|	Mr. Langlands (<i>Mover</i>).
Mr. Harker,	|	

40.—MR. HENRY MATSON.

Appointed 11th September, 1857.

Mr. Davis,	|	Mr. Wills,
Mr. Greeves,	|	Mr. Heales,
Mr. Goodman,	|	Mr. Service,
Mr. Ebden,	|	Mr. Horne (<i>Mover</i>).

41.—MR. PATRICK REID.

Appointed 17th September, 1857.

Mr. Moore,	|	Mr. Wood,
Mr. Michie,	|	Mr. Greeves,
Mr. Henty,	|	Mr. Humfray (<i>Mover</i>).
Dr. Owens,	|	

42.—MR. JOHNSTONE.

Appointed 24th September, 1857.

Dr. Owens,	|	Mr. Blair,
Mr. Harker,	|	Mr. Wills (<i>Mover</i>).

43.—GEEELONG AND MELBOURNE RAILWAY ACT AMENDMENT BILL.

Appointed (by Ballot) 29th September, 1857.

Capt. Clarke,
Mr. Ireland,
Mr. Service,
Mr. Heales,
Mr. Brooke,

Mr. Fyfe,
Mr. O'Shanassy,
Mr. Greeves,
Mr. Aspinall,
Mr. Smith.

44.—COUNTY COURTS BILL (JOINT) COMMITTEE.

Appointed 11th November, 1857.

Mr. McCulloch,
Mr. Wood,
Mr. Griffith,

Mr. Aspinall,
Mr. Fellows (*Mover*).

45.—MR. W. L. MORTON.

Appointed 17th November, 1857.

Mr. Haines,
Mr. Davis,
Mr. Grant,
Dr. Owens,

Mr. Sitwell,
Mr. Heales,
Mr. Ireland,
Mr. Wood (*Mover*).

COMMITTEE OF ELECTIONS AND QUALIFICATIONS.

Appointed 27th November, 1856.—Dissolved 3rd July, 1857.

§ Mr. Gavan Duffy,
§† Mr. Fellows,
Mr. Harker,
Mr. Henty,
Mr. Michie,

Mr. Pyke,
Mr. Humfray,
†* Mr. Horne,
† Mr. Adamson.

*Appointed 24th February, 1857.
†Re-appointed 22nd April, 1857.

†Appointed 26th February, 1857.
§Re-appointed 27th May, 1857.

COMMITTEE OF ELECTIONS AND QUALIFICATIONS.

Appointed 7th July, 1857.

Mr. Humfray,
Mr. Horne,
Mr. Harker,
Mr. Henty,

Mr. Adamson,
Mr. Langlands,
Mr. Wood.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 1.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856.**

TUESDAY, 9TH DECEMBER.

No. 1.—*License Fees—Bonded Warehouses.*—Question proposed—That in lieu of the fees of £300 and £450, now payable annually on the licenses of bonded warehouses, there be paid a fee at the rate of £50 for every 1000 tons of the capacity of each warehouse.—*(Mr. Sladen.)*

Motion made and question put—That in the opinion of this Committee the license fee charged on the keepers of bonding warehouses should be abolished.—*(Mr. Hammill.)*

Committee divided.

Ayes, 24.
 Mr. Hughes,
 Mr. Fyfe,
 Mr. Horne,
 Mr. Campbell,
 Mr. Goodman,
 Mr. Greeves,
 Mr. Sargood,
 Mr. Syme,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Phelan,
 Mr. Were,
 Mr. Harker,
 Mr. Wills,
 Mr. King,
 Mr. Beaver,
 Dr. Evans,
 Mr. Johnson,
 Mr. Baragwanath,
 Mr. Bennett,
 Mr. Aspinall,
 Mr. Adamson,
 Mr. Moore } *Tellers.*
 Mr. Hammill }

Noes, 18.
 Mr. Haines,
 Mr. Snodgrass,
 Mr. Smith,
 Mr. Cameron,
 Mr. O'Shanassy,
 Mr. Stawell,
 Capt. Clarke,
 Capt. Pasley,
 Charles Read,
 Mr. Sladen,
 Mr. Rutledge,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Blair,
 Mr. Brooke,
 Mr. Pyke,
 Mr. Palmer } *Tellers.*
 Mr. Childers }

WEDNESDAY, 10TH DECEMBER.

2. *Jurors.*—Motion made and question put—That suiters' fees for juries shall be carried to the Consolidated Revenue, from which jurors shall be paid.—(*Mr. Fellows.*)

Committee divided.

Ayes, 36.

Capt. Pasley,
 Mr. Stawell,
 Mr. Haines,
 Mr. Sladen,
 Dr. Embling,
 Capt. Clarke,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Griffith,
 Mr. Rutledge,
 Mr. Pyke,
 Mr. Humffray,
 Mr. Brooke,
 Mr. Duffy,
 Mr. Moore,
 Mr. Hammill,
 Mr. D. S. Campbell,
 Mr. J. B. Were,
 Mr. McCulloch,
 Mr. Rutherford,
 Mr. King,
 Mr. Childers,
 Mr. C. Campbell,
 Mr. Adamson,
 Mr. Wills,
 Mr. Harker,
 Mr. Palmer,
 Mr. Davis,
 Capt. Anderson,
 Mr. McDougall,
 Mr. Read,
 Mr. Baragwanath,
 Mr. Johnson,
 Mr. Beaver,
 Mr. Goodman } *Tellers.*
 Mr. Fellows }

Noes, 14.

Dr. Owens,
 Mr. Syme,
 Mr. Blair,
 Mr. Hughes,
 Mr. Phelan,
 Mr. Myles,
 Mr. Greeves,
 Mr. Fyfe,
 Mr. Michie,
 Mr. Bennett,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Horne } *Tellers..*
 Mr. Grant }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 2.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856.**

THURSDAY, 18th DECEMBER.

- No. 1.—*Electoral Act amendment Bill.*—Clause 2.—Every male person of the full age of twenty one years, and not subject to any legal incapacity, who shall be a naturalized or denizen subject of Her Majesty, and shall have resided in Victoria for twelve months previous to the first day of January, in any year, and shall have been naturalized or made denizen at least _____ years next preceding that day, shall for the purposes of this Act be deemed and taken to be a natural born subject of Her Majesty.
- Motion made—That the blank occurring in the fifth line of the above clause be filled up with the word “three.”—(*Mr. Haines.*)
- Amendment proposed—That the blank occurring in the fifth line of the above clause be filled up with the word “two.”—(*Mr. Fyfe.*)
- Question—That the blank occurring in the fifth line of the above clause be filled up with the word “two”—put.
- Committee divided.

Ayes, 21.
 Mr. Hughes,
 Mr. Blair,
 Dr. Owens,
 Mr. Brooke,
 Mr. Sargood,
 Mr. J. B. Were,
 Mr. Syme,
 Mr. O'Brien,
 Dr. Evans,
 Mr. O'Shanassy,
 Mr. Duffy,
 Mr. Harker,
 Charles Read,
 Mr. Cameron,
 Mr. McDougall,
 Mr. Phelan,
 Mr. Baragwanath,
 Mr. Myles,
 Mr. Lalor,
 Mr. Fyfe, } *Tellers.*
 Mr. Pyke, }

Noes, 32.
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Smith,
 Mr. Stawell,
 Mr. C. Campbell,
 Mr. Foster,
 Captain Clarke,
 Mr. Humffray,
 Mr. Fellows,
 Mr. D. S. Campbell,
 Mr. Rutledge,
 Mr. Davis,
 Mr. Hammill,
 Mr. Moore,
 Mr. Palmer,
 Captain Anderson,
 Mr. Haines,
 Mr. Adamson,
 Mr. Henty,
 Mr. Greeves,
 Mr. Rutherford,
 Mr. King,
 Mr. Johnson,
 Mr. Beaver,
 Mr. McCulloch,
 Mr. Horne,
 Mr. Wills,
 Mr. Bennett,
 Dr. Embling,
 Mr. Griffith,
 Mr. Childers, } *Tellers.*
 Mr. Goodman, }

2.—Question—That the blank occurring in the fifth line of the above clause be filled up with the word “three”—put.

Committee divided.

Ayes, 40.

Mr. O'Shanassy,
Mr. Stawell,
Mr. Haines,
Mr. Foster,
Mr. Blair,
Mr. Sladen,
Mr. Moore,
Mr. Fellows,
Capt. Clarke,
Dr. Embling,
Capt. Pasley,
Mr. Griffith,
Mr. Rutledge,
Mr. C. Campbell,
Mr. McCulloch,
Mr. Horne,
Mr. D. S. Campbell,
Mr. Humffray,
Mr. O'Brien,
Mr. Snodgrass,
Mr. Smith,
Mr. J. B. Were,
Mr. King,
Mr. Beaver,
Mr. Johnson,
Mr. Rutherford,
Mr. Bennett,
Mr. Wills,
Mr. Adamson,
Mr. McDougall,
Mr. Baragwanath,
Mr. Lalor,
Mr. Sargood,
Capt. Anderson,
Mr. Hammill,
Mr. Henty,
Mr. Palmer,
Mr. Davis,
Mr. Goodman } *Tellers.*
Mr. Childers }

Noes, 14.

Dr. Owens,
Mr. Syme,
Mr. Cameron,
Mr. Brooke,
Mr. Hughes,
Mr. Duffy,
Mr. Phelan,
Charles Read,
Mr. Greeves,
Mr. Fyfe,
Dr. Evans,
Mr. Michie,
Mr. Myles } *Tellers.*
Mr. Pyke }

No. 3.—Clause IV.—Every such male person as aforesaid who shall be seised at law or in equity of lands or tenements for his own life or for the life of any other person or for any larger estate of the clear value of fifty pounds or of the clear yearly value of five pounds shall be qualified to vote in the election of members of the Legislative Assembly for the electoral district in which such lands or tenements shall be situate.

Motion made and question put—That Clause IV. be struck out.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 24.

Mr. Syme,
Mr. Hughes,
Mr. Grant,
Dr. Owens,
Mr. Blair,
Mr. Brooke,
Mr. Fyfe,
Mr. Humffray,
Mr. McCulloch,
Mr. McDougall,
Mr. Baragwanath,
Dr. Evans,
Charles Read,
Mr. Harker,
Mr. Phelan,
Mr. Cameron,
Mr. Michie,
Mr. Sargood,
Mr. Duffy,

Noes, 29.

Mr. Sladen,
Mr. Smith,
Mr. Stawell,
Mr. Haines,
Mr. Fellows,
Mr. J. B. Were,
Capt. Clarke,
Capt. Pasley,
Mr. Davis,
Mr. O'Brien,
Mr. Henty,
Dr. Embling,
Mr. Rutledge,
Mr. Adamson,
Mr. D. S. Campbell,
Mr. C. Campbell,
Mr. Johnson,
Mr. King,
Mr. Wills,

Ayes—*continued.*
 Mr. O'Shanassy,
 Mr. Horne,
 Mr. Moore,
 Mr. Pyke
 Mr. Snodgrass } *Tellers.*

Noes—*continued.*
 Mr. Greeves,
 Capt. Anderson,
 Mr. Rutherford,
 Mr. Bennett,
 Mr. Lalor,
 Mr. Beaver,
 Mr. Myles,
 Mr. Griffith,
 Mr. Childers } *Tellers..*
 Mr. Foster

FRIDAY, 19TH DECEMBER.

No. 4.—*Roads and Bridges.*—Question proposed—That it is expedient that an address be presented to His Excellency the Officer administering the Government praying that His Excellency will be pleased to cause to be placed at the disposal of the Central Road Board the sum of £200,000 from the proposed vote for roads and bridges for the year 1857, to be expended on the formation of the roads and bridges of the Colony during the ensuing months, according to a schedule to be approved by this House.

Motion made and question put—that the sum of £200,000 in the above resolution be reduced to £100,000.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 35.
 Mr. Haines,
 Mr. Pyke,
 Dr. Owens,
 Mr. Childers,
 Mr. Hughes,
 Mr. Foster,
 Capt. Pasley,
 Mr. Brooke,
 Capt. Clarke,
 Mr. Smith,
 Mr. Griffith,
 Mr. O'Shanassy,
 Mr. Humffray,
 Mr. Cameron,
 Mr. Rutherford,
 Mr. Myles,
 Mr. Wills,
 Chas. Read,
 Mr. Hammill,
 Mr. Palmer,
 Mr. Blair,
 Mr. Grant,
 Mr. Adamson,
 Mr. Gavan Duffy,
 Mr. Fyfe,
 Mr. Horne,
 Mr. Fellows,
 Mr. Michie,
 Dr. Embling,
 Mr. Baragwnath,
 Mr. Lalor,
 Mr. C. Campbell,
 Mr. Stawell,
 Mr. Snodgrass, } *Tellers.*
 Mr. Moore,

Noes, 13.
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. King,
 Dr. Evans,
 Mr. Phelan,
 Mr. Greeves,
 Mr. McCulloch,
 Mr. Johnson,
 Mr. Bennett,
 Mr. Harker,
 Capt. Anderson,
 Mr. O'Brien, } *Tellers.*
 Mr. J. B. Were,

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 3.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

WEDNESDAY, 7th JANUARY.

No. 1.—*Electoral Act amendment Bill.*—Clause IV.—Every such male person as aforesaid who shall be seised at law or in equity of lands or tenements for his own life or for the life of any other person or for any larger estate of the clear value of pounds or of the clear yearly value of pounds shall be qualified to vote in the election of members of the Legislative Assembly for the electoral district in which such lands or tenements shall be situate.

Motion made—That the blank occurring in the third line of the above clause be filled up with the word “fifty.”—(*Mr. Haines.*)

Amendment proposed—That the blank occurring in the third line of the above clause be filled up with the words “two hundred.”—(*Dr. Evans.*)

Question—That the blank occurring in the third line of the above clause be filled up with the words “two hundred”—put.

Committee divided.

Ayes, 19.

Mr. Baragwanath,
Mr. King,
Mr. Sargood,
Mr. Moore,
Mr. McCulloch,
Mr. Langlands,
Mr. Michie,
Mr. Horne,
Mr. Hughes,
Mr. Henty,
Mr. Lalor,
Dr. Evans,
Mr. Palmer,
Mr. Humffray,
Mr. Harker,
Mr. Fellows,
Mr. Snodgrass,
Mr. Pyke } *Tellers.*
Mr. Stawell }

Noes, 34.

Mr. Sladen,
Mr. Childers,
Capt. Pasley,
Mr. Griffith,
Mr. Haines,
Mr. Smith,
Mr. Myles,
Mr. O'Shanassy,
Capt. Anderson,
Mr. Syme,
Mr. Blair,
Mr. O'Brien,
Mr. Gavan Duffy,
Mr. Adamson,
Mr. Hammill,
Mr. C. Campbell,
Mr. Goodman,
Dr. Owens,
Mr. Brooke,
Mr. Grant,
Chas. Read,
Mr. Davis,
Mr. Rutledge,
Mr. Wills,
Mr. Fyfe,
Mr. Rutherford,
Mr. D. S. Campbell,
Mr. Beaver,
Mr. Greeves,
Mr. Bennett,
Mr. Johnson,
Capt. Clarke,
Mr. Foster, } *Tellers.*
Dr. Embling, }

Question—That the blank occurring in the third line of the above clause be filled up with the word "fifty"—put.

Committee divided.

Ayes, 31.

Mr. Stawell,
Mr. Childers,
Mr. Sladen,
Mr. Brooke,
Mr. Haines,
Mr. Fellows,
Capt. Anderson,
Dr. Owens,
Capt. Clarke,
Chas. Read,
Mr. Smith,
Mr. Johnson,
Mr. Bennett,
Mr. D. S. Campbell,
Mr. Beaver,
Mr. Rutherford,
Mr. Phelan,
Mr. O'Brien,
Mr. Myles,
Mr. Syme,
Mr. Gavan Duffy,
Mr. O'Shanassy,
Mr. Hammill,
Mr. C. Campbell,
Mr. Griffith,
Mr. Grant,
Mr. Foster,
Mr. Blair,
Mr. Adamson,
Capt. Pasley, } *Tellers*,
Mr. Goodman, }

Noes, 22.

Mr. Davis,
Mr. Wills,
Mr. Baragwanath,
Mr. Lalor,
Dr. Evans,
Mr. Langlands,
Mr. Fyfe,
Mr. Michie,
Mr. Greeves,
Mr. Horne,
Mr. Henty,
Mr. McCulloch,
Mr. King,
Mr. Rutledge,
Mr. Harker,
Mr. Palmer,
Mr. Sargood,
Mr. Humffray,
Mr. Hughes,
Mr. Moore,
Mr. Snodgrass, } *Tellers*.
Mr. Pyke, }

No. 3—*Finance*.—*Supplementary Estimates for 1856*.—Motion made and question put—That a sum not exceeding £262 2s. be granted to Her Majesty to defray the balance of Mr. Grover's salary for the year 1855.—(*Mr. Sladen*.)

Committee divided.

Ayes, 14.

Mr. Sladen,
Mr. Griffith,
Mr. Stawell,
Mr. Haines,
Mr. Fellows,
Capt. Clarke,
Mr. Rutledge,
Mr. Lalor,
Mr. Davis,
Mr. King,
Mr. D. S. Campbell,
Mr. J. G. Ware,
Capt. Pasley, } *Tellers*.
Mr. Childers, }

Noes, 32.

Mr. Myles,
Mr. Goodman,
Mr. Hughes,
Mr. Humffray,
Mr. O'Shanassy,
Mr. Blair,
Mr. O'Brien,
Mr. Palmer,
Mr. Gavan Duffy,
Mr. Harker,
Mr. Greeves,
Mr. Michie,
Mr. Langlands,
Mr. McCulloch,
Mr. Syme,
Mr. Adamson,
Mr. Fyfe,
Dr. Evans,
Mr. Moore,
Mr. Horne,
Mr. Hammill,
Chas. Read,
Mr. Foster,
Mr. Brooke,
Dr. Embling,
Mr. Rutherford,
Mr. Beaver,
Mr. Bennett,
Mr. Baragwanath,
Mr. Johnson,
Mr. Pyke, } *Tellers*.
Mr. Snodgrass, }

No. 4.—*Assembly Members Qualification Bill*.—Clause II.—That after such last mentioned date any natural born subject of the Queen or any “alien” naturalized by law for the space of five years and resident in the Colony of Victoria for the space of two years who shall be of the full age of twenty-one years and who shall be duly registered as a voter for any electoral district within the said Colony shall be qualified to be elected a member of the Legislative Assembly of the said Colony provided he be not subject to any of the disabilities created by the said first recited Act and not removed by the present Act.

Motion made and question put—That the following words, viz. :—“Who shall have been resident two years in Victoria previous to the election, and” be inserted after the word “alien,” in the second line of the above clause.—(*Mr. Greeves.*)

Assembly divided.

Ayes, 16.
 Capt. Pasley,
 Mr. Haines,
 Capt. Clarke,
 Mr. Rutledge,
 Mr. Lalor,
 Mr. Greeves,
 Mr. Humfray,
 Mr. Horne,
 Mr. J. G. Ware,
 Mr. Foster,
 Mr. D. S. Campbell,
 Mr. Bennett,
 Mr. Moore,
 Mr. Childers,
 Mr. Fellows, } *Tellers.*
 Mr. Sladen }

Noes, 19.
 Mr. Hammill,
 Mr. Langlands,
 Mr. Davis,
 Mr. Palmer,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Michie,
 Mr. O'Shanassy,
 Mr. Harker,
 Mr. Hughes,
 Mr. Gavan Duffy,
 Mr. Phelan,
 Dr. Owens,
 Mr. Brooke,
 Mr. Syme,
 Mr. Grant,
 Chas. Read,
 Mr. Pyke } *Tellers.*
 Mr. Blair }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 4.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

TUESDAY, 20TH JANUARY.

No. 1.—*Railways.*—*Resolution 1.*—That it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and thirty-seven and a half miles of double line.—(*Capt. Clarke.*)
 Motion made—That the Chairman do report progress, and ask leave to sit again on “*Thursday next.*”—(*Mr. Brooke.*)
 Amendment proposed—That the words “*Thursday next*” be omitted, with a view to insert the word “*to-morrow*” in place thereof.—(*Mr. Greeves.*)
 Question—That the words proposed to be omitted stand part of the question—put.
 Committee divided.

Ayes, 19.
 Mr. Adamson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. Gavan Duffy,
 Mr. Fellows,
 Mr. Fyfe,
 Mr. Hammill,
 Mr. Horne,
 Mr. King,
 Mr. McCulloch
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Chas. Read,
 Mr. Rutledge,
 Mr. Snodgrass,
 Mr. Goodman, } *Tellers.*
 Mr. Brooke, }

Noes, 23.
 Mr. Bennett,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Dr. Evans,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Harker,
 Mr. Henty,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Mr. Pyke,
 Mr. Sladen,
 Mr. Stawell,
 Mr. Syme,
 Mr. Ware,
 Mr. Wills,
 Capt. Pasley, } *Tellers.*
 Mr. Blair, }

WEDNESDAY, 21ST JANUARY.

No. 2.—*Railways.*—*Resolution 1.*—“*That*” it is advisable to proceed at once with the construction of one hundred and eighty-five miles of railway, to consist of one hundred and ten miles of single and thirty-seven and a half miles of double line.—(*Capt. Clarke.*)
 Amendment proposed—That all the words after the word “*that*” be omitted, with a view to insert in their place the following words: “*this Committee deems it expedient to report to the House, that having had under its consideration the proposition submitted by the Executive Government with reference to the construction of railways, it recommends the house, as the guardian*”

of the public interests, to reject those resolutions, and to refer the whole subject to a select committee of fourteen members, to be elected by ballot, such committee to be invested with power to call for persons and papers, and to take evidence, so that the subject may be thoroughly investigated, and a report thereon made to this House preliminary to further legislation and action on this subject; and that it be an instruction to the committee to inquire and report to the Legislative Assembly how far the present Executive were justified in expending the public monies and entering into unauthorised contracts for railway purposes without the sanction of either the late or the existing Legislature.”—*(Mr. Brooke.)*

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

Further amendment proposed—That the words proposed to be inserted by Mr. Brooke be omitted, with a view to insert in their place the words, “in the opinion of this Committee it is desirable to refer the subject of railways to a select committee, consisting of fifteen members, to be appointed by ballot, with power to call for persons and papers.”—*(Capt. Clarke.)*

Question—That the words proposed to be inserted by Mr. Brooke, in the place of the words omitted, be so inserted—put.

Committee divided.

Ayes, 11.
 Mr. Blair,
 Mr. Gavan Duffy,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Humffray,
 Mr. Myles,
 Dr. Owens,
 Chas. Read,
 Mr. Snodgrass,
 Mr. Pyke
 Mr. Brooke } *Tellers.*

Noes, 35.
 Mr. Baragwanath,
 Mr. Beaver,
 Mr. Bennett,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Dr. Embling,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Hammill,
 Mr. Harker,
 Mr. Henty,
 Mr. Horne,
 Mr. Hughes,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Phelan,
 Mr. Sargood,
 Mr. Sladen,
 Mr. Stawell,
 Mr. Syme,
 Mr. J. G. Ware,
 Mr. J. B. Were,
 Mr. Wills,
 Mr. Goodman, } *Tellers,*
 Mr. Childers,

No 3.—*Evidence Law Amendment Bill.*—Clause XVIII.—No clergyman of any church or religious denomination shall without the consent of the person making the confession divulge in any suit action or proceeding whether civil or criminal any confession made to him in his professional character according to the usage of the church or religious denomination to which he “belongs” and no physician or surgeon shall without the consent of his patient divulge in any civil suit action or proceeding unless the sanity of the patient be the matter in dispute any information which he may have acquired in attending the patient and which was necessary to enable him to prescribe or act for the patient.—*(Mr. Fellows.)*

Motion made and question put—That all the words in the above clause after the word “belongs,” occurring in the fifth line, be struck out.—*(Mr. Greeves.)*

Committee divided.

Ayes, 12.
 Mr. Baragwanath,
 Mr. Beaver,
 Mr. Bennett,
 Mr. Fyfe,
 Mr. Hammill,
 Mr. Humffray,
 Mr. Michie,
 Mr. O'Shanassy,
 Mr. Palmer,
 Chas. Read,
 Mr. Horne,
 Mr. Hughes, } *Tellers.*

Noes, 14.
 Mr. D. S. Campbell,
 Mr. Childers,
 Capt. Clarke,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Greeves,
 Mr. Lalor,
 Mr. Sladen,
 Mr. Stawell,
 Mr. Syme,
 Mr. J. G. Ware,
 Mr. Wills,
 Mr. Myles, } *Tellers.*
 Capt. Pasley, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 5.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 27TH JANUARY.No. 1.—*Finance*.—*Supplementary Estimates for 1856.*

Question proposed—That a sum not exceeding £215 16s. 10d. be granted to Her Majesty, for salaries due to Messrs. Watson and Pinniger, Surveyors in the Department of the Surveyor-General, for services performed in 1854, the amount of which was entrusted to the accountant of that office, Mr. Long, for payment, but was never paid to them.—
(*Mr. Sladen.*)

Motion made, and question put—That the sum be withdrawn from the Supplementary Estimates, and brought before the House in the Estimates for 1857 if it be judged expedient.—(*Mr. Syme.*)

Committee divided.

Ayes, 5.

Mr. Gavan Duffy,
Mr. Grant,
Mr. O'Brien,
Dr. Owens, } *Tellers.*
Mr. Syme,

Noes, 37.

Mr. Adamson,
Capt. Anderson,
Mr. Baragwanath,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Fellows,
Mr. Goodman,
Mr. Greeces,
Mr. Haines,
Mr. Hammill,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Johnson,
Mr. King,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Mr. Palmer,
Capt. Pasley,
Mr. Sargood,
Mr. Snodgrass,
Mr. Stawell,
Mr. Ware,
Mr. J. B. Were,
Mr. Wills,
Mr. Sladen, } *Tellers.*
Mr. Childers,

WEDNESDAY, 28th JANUARY.

No. 2.—*Immigration Resolutions* :—

Resolution 1.—Question proposed—That in the opinion of this House it is expedient that, from the 1st day of July, 1857, the Commissioners for Colonial Lands and Emigration should cease to administer the funds devoted by this Colony to the introduction of immigrants from the United Kingdom.—(*Mr. Childers.*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again to-day.—(*Mr. Hughes.*)

Committee divided,

Ayes, 15.

Mr. C. Campbell,
Mr. Gavan Duffy,
Mr. Fyfe,
Mr. Henty,
Mr. Hughes,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Palmer,
Mr. Phelan,
Mr. Snodgrass,
Mr. Syme,
Mr. Wills,
Mr. Moore, } *Tellers.*
Mr. Brooke, }

Noes, 21.

Mr. Adamson,
Capt. Anderson,
Mr. Baragwanath,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Dr. Evans,
Mr. Fellows,
Mr. Greeves,
Mr. Haines,
Mr. Hammill,
Mr. Harker,
Mr. Langlands,
Mr. Michie,
Mr. Pyke,
Mr. Rutledge,
Mr. Stawell,
Mr. Ware,
Mr. J. B. Were,
Mr. Sladen } *Tellers.*
Capt. Pasley, }

No. 3.—Motion made and question put—That the Chairman report progress, and ask leave to sit again this afternoon.—(*Mr. Myles.*)

Committee divided.

Ayes, 17.

Mr. Childers,
Dr. Evans,
Mr. Fyfe,
Mr. Haines,
Mr. Henty,
Mr. Hughes,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Palmer,
Mr. Phelan,
Mr. Snodgrass,
Mr. Stawell,
Mr. Syme,
Mr. Fellows, } *Tellers.*
Mr. Brooke, }

Noes, 19.

Mr. Adamson,
Capt. Anderson,
Mr. Baragwanath,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Harker,
Mr. Langlands,
Capt. Pasley,
Mr. Pyke,
Mr. Rutledge,
Mr. Sladen,
Mr. Ware,
Mr. J. B. Were,
Mr. Wills,
Mr. Greeves, } *Tellers.*
Mr. Hammill, }

No. 4. Resolution 3.—Motion made and question put—That it is expedient to establish a department in the United Kingdom for the selection and transmission of suitable immigrants under the control of the Colonial Government.—(*Mr. Childers.*)

Committee divided,

Ayes, 23.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Brooke,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Childers,
 Mr. Davis,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Haines,
 Mr. Hammill,
 Mr. Henty,
 Mr. Langlands,
 Mr. Myles,
 Capt. Pasley,
 Mr. Pyke,
 Mr. Rutledge,
 Mr. Stawell,
 Mr. Ware,
 M. J. B. Were,
 Mr. Wills.
 Mr. Sladen, } *Tellers.*
 Capt. Clarke, }

Noes, 13.
 Mr. Baragwanath,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Harker,
 Mr. Hughes,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Palmer,
 Mr. Phelan,
 Mr. Syme,
 Mr. Moore, } *Tellers.*
 Mr. Snodgrass, }

No. 5.—Resolution 4.—Question proposed—That it is expedient to provide for the introduction of suitable immigrants, under contract with shipowners receiving a fixed bonus on their landing in the Colony, provided that such immigrants have been approved by the proper officer prior to embarkation.—(*Mr. Childers.*)

Motion made.—That the Chairman report progress, and ask leave to sit again on “Thursday next.”—(*Mr. Gavan Duffy.*)

Amendment proposed—That the “words “Thursday next” be omitted, with a view to insert in their place the words “this afternoon.”—(*Mr. Childers.*)

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

Committee divided.

Ayes, 14.
 Mr. Baragwanath,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Greeves,
 Mr. Hughes,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Syme,
 Mr. Moore, } *Tellers.*
 Mr. Fyffe, }

Noes 21.
 Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Childers,
 Mr. Davis,
 Mr. Fellows,
 Mr. Haines,
 Mr. Hammill,
 Mr. Harker,
 Mr. Henty,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Pyke,
 Mr. Rutledge,
 Mr. Stawell,
 Mr. Ware,
 Mr. J. B. Were,
 Mr. Wills,
 Capt. Clarke, } *Tellers.*
 Mr. Sladen, }

No. 6. Question proposed—That the Chairman report progress and ask leave to sit again “this afternoon.”—(*Mr. Childers.*)

Amendment proposed—That the words “this afternoon” be omitted, with a view to insert the words “Thursday next” in the place thereof.—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes 18.

Capt. Pasley,
Mr. Fellows,
Mr. Haines,
Mr. Stawell,
Capt. Clarke,
Mr. D. S. Campbell,
Mr. Rutledge,
Mr. Adamson,
Capt. Anderson,
Mr. Henty,
Mr. J. B. Were,
Mr. Wills,
Mr. Palmer,
Mr. Davis,
Mr. Hammill,
Mr. Ware,
Mr. Childers, } *Tellers.*
Mr. Sladen, }

Noes 17.

Mr. O'Brien,
Mr. Gavan Duffy,
Mr. O'Shanassy,
Mr. Myles,
Mr. Phelan,
Mr. Hughes,
Mr. Harker,
Mr. Pyke,
Mr. Brooke,
Mr. Moore,
Mr. Fyfe,
Dr. Evans,
Mr. Langlands,
Mr. Baragwanath,
Mr. Greeves,
Mr. Syme, } *Tellers.*
Mr. Blair, }

WEDNESDAY, 28TH JANUARY.—(*Second Sitting.*)

7. *Crown Lands Management.*—Clause VIII.—Question proposed—“That” it shall be lawful for the present authorized occupants of Crown lands for pastoral purposes, to graze the same at an acreable rent, so to produce an average of “two pence” for each acre available for such purposes; the rent of each run being assessed at the rate of £25 for every 1000 sheep, or their equivalent in other stock, which it is capable of depasturing, subject to increase or decrease in consideration of special advantages or disadvantages of situation.—(*Capt. Clarke.*)

Amendment proposed—That all the words after the word “That” in above resolution be omitted for the purpose of inserting in place thereof the following:—“the fifth class or ‘Pastoral Lands,’ shall comprise all lands not included in the previous classification, and shall be held under yearly license by the present licensed occupants, their representatives, or assigns, until such lands are required by the before-mentioned ‘Land Board’ for other than pastoral purposes. That such lands shall be distinguished by four classifications, according to their grazing capacity, and shall be paid for at an acreable rent of—

“For the first class—threepence one halfpenny, or a corresponding assessment of sevenpence per sheep, or £29 3s. 4d. for every thousand sheep, or their equivalent of other stock, which such run may be estimated to graze, at the rate of two acres or under to each sheep.

“For the second class—of twopence, or a corresponding assessment of sixpence per sheep, or £25 for every thousand sheep, or their equivalent of other stock, which such run may be estimated to carry, at the rate of three acres and not less than two to each sheep.

“For the third class—one penny, or a corresponding assessment of fivepence per sheep, or £20 16s. 8d. for every thousand sheep, or their equivalent of other stock, which such run may be estimated to carry, at the rate of five and not less than three acres to each sheep.

“For the fourth class—one halfpenny, or a corresponding assessment of fourpence per sheep, or £16 13s. 4d. for every thousand sheep, or their equivalent of other stock, which such run may be estimated to carry, at the rate of eight and not less than five acres to each sheep.”—(*Mr. Snodgrass.*)

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

Committee divided.

Ayes, 42.

Mr. Adamson,
Capt. Anderson,
Mr. Baragwanath,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Childers,
Mr. Davis,
Dr. Evans,
Mr. Fellows,
Mr. Fyfe,
Mr. Goodman,

Noes, 8.

Mr. Grant,
Mr. Hughes,
Mr. McDougall,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Syme,
Mr. Snodgrass, } *Tellers.*
Mr. Myles, }

Ayes—continued.

Mr. Greeves.	
Mr. Griffith,	
Mr. Haines,	
Mr. Hammill.	
Mr. Harker,	
Mr. Henty,	
Mr. Horne,	
Mr. Humfray,	
Mr. Johnson,	
Mr. King,	
Mr. Lalor,	
Mr. Langlands,	
Mr. McCulloch	
Mr. Michie,	
Mr. Moore,	
Mr. O'Brien,	
Mr. Palmer,	
Capt. Pasley,	
Mr. Pyke,	
Chas. Read,	
Mr. Rutledge,	
Mr. Sladen,	
Mr. Smith,	
Mr. Stawell,	
Mr. Ware,	
Mr. J. B. Were,	
Mr. Wills,	
Mr. C. Campbell,	} <i>Tellers.</i>
Capt. Clarke,	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 6.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

WEDNESDAY, 4TH FEBRUARY.

No. 1.—Motion made and question put—That in order to provide for the proper management and control of the waste lands of the Colony of Victoria, it is expedient that a Board, to be styled the "Land Board," be established, which, subject to the provisions of an Act to be passed by the legislature, shall determine all questions in connection with the survey, sale, and disposal of land; the selection and extent of township, agricultural, or other reserves; and the deciding upon all main or district lines of road.—(Mr. Snodgrass.)

Committee divided.

Ayes, 28.

Mr. Adamson,
 Capt. Anderson,
 Mr. Baragwanath,
 Mr. Blair,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hammill,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humfray,
 Mr. Johnson,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Syme,
 Mr. Goodman, } *Tellers,*
 Mr. Snodgrass, }

Noes, 17.

Mr. Bennett,
 Mr. C. Campbell,
 Mr. Childers,
 Mr. Davis,
 Mr. Fellows,
 Mr. Haines,
 Mr. King,
 Mr. Lalor,
 Mr. Palmer,
 Capt. Pasley,
 Mr. Sladen,
 Mr. Smith,
 Mr. Stawell,
 Mr. J. B. Were,
 Mr. Wills,
 Capt. Clarke, } *Tellers.*
 Mr. Rutledge, }

THURSDAY, 5TH FEBRUARY.

No. 2.—Motion made and question put—That a sum not exceeding twenty thousand pounds be granted to Her Majesty, to defray the expense of constructing a Tramway from Portland through the Nine Mile Forest.—(*Capt. Pasley.*)

Committee divided.

Ayes, 32.	Noes, 10.
Mr. Adamson,	Mr. Duffy,
Capt. Anderson,	Mr. King,
Mr. Baragwanath,	Mr. O'Brien,
Mr. Beaver,	Mr. O'Shanassy,
Mr. Bennett,	Mr. Phelan,
Mr. Brooke,	Mr. Pyke
Mr. D. S. Campbell,	Mr. Rutledge,
Capt. Clarke,	Mr. Syme,
Mr. Davis,	Mr. Smith, } <i>Tellers.</i>
Dr. Evans,	Mr. Snodgrass, }
Mr. Fellows,	
Mr. Foster,	
Mr. Goodman,	
Mr. Greeves.	
Mr. Griffith,	
Mr. Haines,	
Mr. Hammill.	
Mr. Harker,	
Mr. Henty,	
Mr. Hughes,	
Mr. Humffray,	
Mr. Johnson,	
Mr. Lalor,	
Mr. Langlands,	
Mr. Moore,	
Mr. Myles,	
Mr. Palmer,	
Capt. Pasley,	
Mr. Stawell,	
Mr. Wills,	
Mr. Childers, } <i>Tellers.</i>	
Mr. Sladen, }	

FRIDAY, 6TH FEBRUARY.

No. 3.—*Regulation of Carriers.*

Question proposed—

- (1.) That it is expedient to provide for the better regulation of carriers and of forwarding agents.
- (2.) That for the purposes of registration, every carrier shall pay into the Treasury annually a fee of one pound.
- (3.) That every unregistered carrier shall be liable to a penalty not exceeding twenty pounds.
- (4.) That every person practising as forwarding agent shall pay into the Treasury annually a license fee of five pounds.
- (5.) That every unlicensed agent shall be liable to a penalty not exceeding fifty pounds.
- (6.) That every agent applying for a license shall provide approved sureties for the due performance of any contracts into which such agent may enter.
- (7.) And that a Bill be brought in for these purposes.—(*Mr. Pyke.*)

Motion made and question put—That the Chairman do now leave the Chair.—(*Mr. Snodgrass.*)

Committee divided.

Ayes 4.
 Mr. Harker,
 Mr. McDougall,
 Mr. Adamson, } *Tellers.*
 Mr. Snodgrass, }

Noes 30.
 Mr. Baragwanath,
 Mr. Brooke,
 Mr. Childers,
 Capt. Clarke,
 Dr. Evans,
 Mr. Fellows,
 Mr. Grant,
 Mr. Greeres,
 Mr. Griffith,
 Mr. Haines,
 Mr. Horne,
 Mr. Hughes,
 Mr. King,
 Mr. Langlands,
 Mr. McCulloch
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Brien,
 Dr. Owens,
 Mr. Palmer,
 Capt. Pasley,
 Chas. Read,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sladen,
 Mr. Smith,
 Mr. Stawell,
 Mr. Blair, } *Tellers.*
 Mr. Pyke, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 7.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 10TH FEBRUARY.

Co. 1.—*Finance*.—*Supplementary Estimates for 1856*.—*Railways*.—Question proposed—That a sum not exceeding One hundred and forty-one thousand and eighty-eight pounds one shilling and sixpence be granted to Her Majesty, to pay the supplementary expense of railways for the year 1856.—(*Mr. Sladen*.)

Amendment proposed—That the following words be added after the words "1856" in the above resolution: "And that this House, in voting, with a view to maintain the public credit, the said supplemental sum for the service of 1856, feel bound to express their strong disapprobation of the proceedings of Her Majesty's Ministers with reference to the general system of railways, in having decided upon the lines, arranged the mode of their construction, entered into extensive contracts, disbursed large sums of public monies, and inaugurated a scheme involving an expenditure of six millions sterling, and which would pledge the public revenue for fifty years, without authority of the Legislature—in contravention of the promise made at the close of last session by the Honorable the Chief Secretary—contrary to the report brought up by the Honorable Gentlemen from the Select Committee, appointed at the instance of the Government—and in direct violation of repeated resolutions of the Legislature as to unauthorised expenditure. And that this resolution be reported to the House."—(*Mr. Greeves*.)

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

Ayes, 22.

Mr. Baragwanath,
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Greeves,
Mr. Hughes,
Mr. Humffray,
Mr. McDougall,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Pyke,
Mr. Sargood,
Mr. Syme,
Mr. Horne, } *Tellers.*
Mr. Snodgras, }

Noes, 29.

Mr. Adamson,
Capt. Anderson,
Mr. Bennett,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Dr. Embling,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Hammill,
Mr. Harker,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Palmer,
Capt. Pasley,
Mr. Rutledge,
Mr. Sladen,
Mr. Smith,
Mr. Stawell,
Mr. Ware,
M. J. B. Were,
Mr. Wills,
Mr. Childers, } *Tellers.*
Mr. Goodman, }

- No. 2. Further amendment proposed—That the following words be added after the words “1856”—
 “But that this Committee in voting the item feels bound to declare that the Government
 “in drawing out of the Treasury and expending upon contracts a large sum of the public
 “money without any vote of the Legislature appropriating it to these services have acted
 “in a manner contrary to constitutional practice and in violation of the fundamental
 “privileges of the representatives of the people.”—(*Mr. Gavan Duffy.*)

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

Ayes, 26.

Mr. Baragwanath,
 Mr. Beaver,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Greeves,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humffray,
 Mr. Michie,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Palmer,
 Mr. Phelan,
 Mr. Sargood,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Syme,
 Mr. Moore, } *Tellers.*
 Mr. Pyke, }

Noes, 27.

Mr. Adamson,
 Capt. Anderson,
 Mr. Bennett,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Dr. Embling,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Hammill,
 Mr. Harker,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Capt. Pasley,
 Mr. Rutledge,
 Mr. Stawell,
 Mr. Ware,
 Mr. J. B. Were,
 Mr. Wills, } *Tellers.*
 Mr. Childers, }
 Mr. Sladen, }

WEDNESDAY, 11th FEBRUARY.

- No. 3. *Spirit Merchants Bill.*—Clause IV.—It shall not be necessary that the fermented or spirituous liquor now allowed to be sold in quantities of not less than two gallons shall be liquor of one description only, but may hereafter be fermented or spirituous liquor “as the case may be” of several descriptions.—(*Mr. Childers.*)

Motion made and question put—That the words “as the case may be” in the fourth line of the above clause be struck out.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 12.

Mr. Baragwanath,
 Mr. Blair,
 Capt. Clarke,
 Mr. Fellows,
 Mr. Haines,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Palmer,
 Mr. Pyke,
 Mr. Stawell,
 Mr. Brooke, } *Tellers.*
 Mr. Hughes, }

Noes, 15.

Mr. Adamson,
 Mr. D. S. Campbell,
 Mr. Goodman,
 Mr. Greeves,
 Mr. Hammill,
 Mr. Henty,
 Mr. Johnson,
 Mr. Langlands,
 Mr. O'Brien,
 Mr. Phelan,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Childers, } *Tellers.*
 Mr. Davis, }

- No. 4. *Spirit Merchants Bill.*—Proposed New Clause.—It shall be lawful for any spirit merchant to sell wine or spirits in quantities of not less than a bottle, such bottle to contain at least one pint and one half.—(*Mr. Baragwanath.*)

Motion made and question put—That the above clause stand part of the Bill.

Committee divided.

Committee divided.

Ayes 8.

Mr. Baragwanath,
 Capt. Clarke,
 Mr. O'Shanassy,
 Mr. Palmer,
 Mr. Sladen,
 Mr. Stawell,
 Mr. Fellows, } *Tellers.*
 Mr. Myles,

Noes, 19.

Mr. Adamson,
 Mr. Blair,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Goodman,
 Mr. Greeves,
 Mr. Haines,
 Mr. Henty,
 Mr. Hughes,
 Mr. Johnson,
 Mr. Langlands,
 Mr. O'Brien,
 Mr. Palmer,
 Mr. Pyke,
 Mr. Rutledge,
 Mr. Snodgrass,
 Mr. Childers, } *Tellers.*
 Mr. Hammill,

THURSDAY, 12th FEBRUARY.

No. 5. *Emigration Bill.*—Clause XV.—A copy of all instructions intended to be issued under this Act or in relation “thereto” shall be laid before both Houses of Parliament of Victoria if in session before such instructions shall have been issued and if such Parliament shall not be in session then within ten days next after the commencement of its next session and if such instructions shall relate to the conveyance or selection of emigrants a copy of such instructions shall if Parliament shall not be in session be published in the *Government Gazette* immediately after the issue thereof.—(*Mr. Childers.*)

Amendment proposed—That after the word “thereto” in the second line of the above clause the following words be inserted, “for the purposes of immigration.”—(*Mr. Greeves*)

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

Committee divided.

Ayes, 8.

Mr. Davis,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Ware,
 Mr. Wills,
 Mr. Greeves, } *Tellers.*
 Mr. Hughes,

Noes 19.

Mr. Adamson,
 Mr. D. S. Campbell,
 Mr. Childers,
 Capt. Clarke,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Haines,
 Mr. Harker,
 Mr. Humffray,
 Mr. Johnson,
 Mr. Moore,
 Mr. O'Shanassy,
 Mr. Pyke,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Smith,
 Mr. Stawell,
 Mr. Brooke, } *Tellers.*
 Mr. Hammill,

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 8.

WEEKLY REPORT OF DIVISIONS
 IN
 COMMITTEE OF THE WHOLE ASSEMBLY.

Extracted from the Minutes.

Session 1856-7.

TUESDAY, 17TH FEBRUARY.

No. 1.—*Finance.*—*Estimates for 1857.*—Question proposed—That a sum not exceeding Two hundred and seventy-one thousand and five hundred pounds be granted to Her Majesty to defray the expense of the introduction of twenty-six thousand bounty and assisted immigrants and persons selected under the remittance regulations in accordance with the following resolutions:—

- (1.) The sum of £50,000 for bounty contracts.
- (2.) The sum of £144,000 for the expenses to be incurred on account of the immigration of persons nominated under the Remittance Regulations.
- (3.) The sum of £48,000 for the expenses to be incurred on account of the immigration of single females.
- (4.) The sum of £16,000 for the expenses to be incurred on account of the immigration of railway laborers.
- (5.) The sum of £5000 on account of the transmission of immigrants to the outports and the interior.
- (6.) The sum of £1000 on account of quarantine expenses.
- (7.) The sum of £6500 to be transferred to the immigrants fund.
- (8.) The sum of £1000 for incidental expenses.

That of the immigrants to be despatched under the 1st and 3rd. Resolutions, one third shall be sent to Melbourne, one-third to Geelong, and one-third in equal proportions to the three Western " Ports."

That 500 immigrants should be, if possible, despatched to Gippsland.—(*Mr. Childers.*)

Amendment proposed—That the following words be added after the word " Ports" in the above resolutions:—" And that one-half of the single female immigrants be sent " to Melbourne, one-fourth to Geelong, and one-fourth to Western Districts."—(*Mr. Langlands.*)

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

Committee divided.

Ayes, 11.*
 Capt. Anderson,
 Mr. Bennett,
 Dr. Evans,
 Mr. Greeves,
 Mr. Langlands,
 Mr. McDougall,
 Mr. Michie,
 Mr. Palmer,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Hughes,* } *Tellers.*
 Mr. Moore. }

Noes, 27.*
 Mr. Beaver,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Gavan Duffy,
 Dr. Embling,
 Mr. Fellows,
 Mr. Foster,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Horne,
 Mr. Humffray,
 Mr. King,
 Mr. Lalor,
 Mr. McCulloch,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Stawell,
 Mr. Ware,
 Mr. J. B. Were,
 Mr. Wills,
 Mr. Childers, } *Tellers.*
 Mr. Hughes,* }

* *Sic* in orig.

No. 2.—Motion made and question put—That a sum not exceeding four hundred pounds be granted to Her Majesty to defray the expense of clerical assistance in the department of the Master in Equity.—(*Mr. Sladen.*)

Committee divided.

Ayes, 13.
 Mr. Adamson,
 Mr. Colin Campbell,
 Mr. D. S. Campbell,
 Mr. Childers,
 Capt. Clarke,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Haines,
 Mr. McDougall,
 Mr. Stawell,
 Mr. Ware,
 Capt. Pasley, } *Tellers.*
 Mr. Sladen, }

Noes, 18.
 Mr. Brooke,
 Mr. Davis,
 Mr. Gavan Duffy,
 Mr. Foster,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. King,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Palmer,
 Mr. Rutledge,
 Mr. Wills,
 Mr. Hughes, } *Tellers.*
 Mr. Humffray, }

THURSDAY, 19th FEBRUARY.

No. 3.—*Crown Lands Management.*—Resolution 1.—“That” for purposes of sale, Crown Lands shall be distinguished into three classes:—

1. Town Lands.
2. Suburban Lands.
3. Country Lands.—(*Capt. Clarke.*)

Amendment proposed—That all the words after the word “That” in the above resolution be omitted, with a view to insert the following words in place thereof:—“the Crown Lands be classified and distinguished as follows—

- “ 1. Town Lands.
- “ 2. Suburban Lands.
- “ 3. Auriferous Lands.
- “ 4. Agricultural Lands.
- “ 5. Pastoral Lands.”—(*Mr. Snodgrass.*)

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

Ayes, 30.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Childers,
Mr. Davis,
Mr. Fellows,
Mr. Fyfe,
Mr. Grant,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Hammill,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. O'Brien,
Mr. Rutledge,
Mr. Sargood,
Mr. Sladen,
Mr. Smith,
Mr. Stawell,
Mr. Ware,
Mr. Wills,
Capt. Clarke, } *Tellers.*
Mr. Goodman, }

Noes, 12.

Mr. Blair,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Horne,
Mr. Hughes,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Syme,
Mr. Humffray, } *Tellers.*
Mr. Snodgrass, }

FRIDAY, 20TH FEBRUARY.

No. 4.—*Seamen's Hospital, Williamstown.*—Motion made and question put—That this Committee consider it expedient that an Address be presented to His Excellency the Governor, praying him to cause the necessary steps to be taken to carry out the resolution of the late Legislative Council, for building a Seamen's Hospital at Williamstown, which resolution was assented to by Mr. La Trobe, the then Governor.—(*Mr. Foster.*)

Committee divided.

Ayes, 17.

Mr. Brooke,
Mr. D. S. Campbell,
Mr. Davis,
Dr. Evans,
Mr. Fyfe,
Mr. Hughes,
Mr. King,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Dr. Owens,
Mr. Snodgrass,
Mr. Ware,
Mr. Foster, } *Tellers.*
Mr. Hammill, }

Noes, 20.

Mr. Adamson,
Mr. Childers,
Capt. Clarke,
Mr. Gavan Duffy,
Mr. Fellows,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Horne,
Mr. McDougall,
Mr. O'Shanassy,
Mr. Palmer,
Capt. Pasley,
Chas. Read,
Mr. Rutledge,
Mr. Sladen,
Mr. Smith,
Mr. Stawell,
Mr. Blair, } *Tellers.*
Mr. Humffray, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 9.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.*Extracted from the Minutes.***Session 1856-7.**

THURSDAY, 26TH FEBRUARY.

No. 1.—*Geelong Mechanics' Institution.*—Motion made and question put—That this Committee consider it desirable that an address be presented to His Excellency the Governor, praying him to cause the sum of five hundred pounds to be placed on the Estimates for 1857 towards the erection and completion of the Geelong Mechanics' Institution.—
(*Mr. Fyfe.*)

Committee divided.

Ayes, 34.

Mr. Bennett,
Mr. Blair,
Mr. Brooke,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Dr. Evans,
Mr. Foster,
Mr. Grant,
Mr. Greeves,
Mr. Haines,
Mr. Horne,
Mr. Hughes,
Mr. Humffray,
Mr. Langlands,
Mr. McCulloch,
Mr. McDougall,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Palmer,
Capt. Pasley,
Mr. Phelan,
Mr. Read,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Fyfe, } *Tellers.*
Mr. Hammill, }

Noes, 6.

Capt. Anderson,
Mr. Griffith,
Mr. Harker,
Mr. Snodgrass,
Mr. Adamson, } *Tellers.*
Dr. Embling, }

FRIDAY, 27th FEBRUARY.

No. 2.—*Bridge over the Campaspe*.—Motion made and question put,—That this Committee consider it expedient that an address be presented to His Excellency the Governor, praying that he will cause a sum not exceeding one thousand pounds to be set apart for the purpose of constructing a Bridge across the River Campaspe at Ross' station, in accordance with a distinct promise given to a deputation of the late Council on presentation of petitions to such effect to the late Officer administering the Government.—(Mr. Baragwanath.)

Committee divided.

Ayes, 20.

Mr. Baragwanath,
 Mr. Bennett,
 Mr. Blair,
 Mr. Brooke,
 Capt. Clarke,
 Mr. Davis,
 Mr. Grant,
 Mr. Hammill,
 Mr. Harker,
 Mr. King,
 Mr. Langlands,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Palmer,
 Mr. Phelan,
 Chas. Read,
 Mr. Ware,
 Dr. Owens,
 Mr. Snodgrass, } *Tellers.*

Noes, 7.

Mr. Griffith,
 Mr. Haines,
 Mr. Hughes,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Childers,
 Capt. Pasley } *Tellers.*

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 10.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.*Extracted from the Minutes.***Session 1856-7.**

THURSDAY, 4TH JUNE.

No. 1.—*Finance.—Estimates for 1857.*—Question proposed—That a sum not exceeding One thousand and five hundred pounds be appropriated to Her Majesty to defray the salary of the sheriff for the year 1857.—(Mr. Ebden.)

Motion made and question put—That a sum not exceeding One thousand and three hundred pounds be appropriated to Her Majesty to defray the salary of the sheriff for the year 1857.—(Mr. Humffray.)

Committee divided.

Ayes, 17.
Mr. Baragwanath,
Mr. Bennett,
Dr. Evans,
Mr. Harker,
Mr. Heales,
Mr. Humffray,
Mr. Johnson,
Mr. Langlands,
Mr. Myles,
Mr. O'Shanassy,
Mr. Quarterman,
Mr. Sargood,
Mr. Service,
Mr. Ware,
Mr. Wood,
Mr. Hughes, } *Tellers.*
Mr. Brooke, }

Noes, 15.
Mr. Adamson,
Capt. Anderson,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Grant,
Mr. Haines,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Dr. Owens,
Mr. Snodgrass,
Capt. Clarke, } *Tellers.*
Mr. Sladen, }

No. 2.—*Salary of Deputy Sheriff.*—Question proposed—That a sum not exceeding Eight hundred pounds be appropriated to Her Majesty to defray the salary of the deputy sheriff for the year 1857.—(Mr. Ebden.)

Motion made and question put—That a sum not exceeding Seven hundred pounds be appropriated to Her Majesty to defray the salary of the deputy sheriff for the year 1857.—(Mr. Humffray.)

Committee divided.

Ayes, 15.
Mr. Baragwanath,
Mr. Bennett,
Dr. Evans,
Mr. Harker,
Mr. Heales,
Mr. Hughes,
Mr. Langlands,
Mr. Myles,
Mr. O'Shanassy,
Mr. Sargood,
Mr. Service,
Mr. Ware,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Humffray, }

Noes, 17.
Mr. Adamson,
Capt. Anderson,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Grant,
Mr. Haines,
Mr. Johnson,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Dr. Owens,
Mr. Quarterman,
Mr. Snodgrass,
Capt. Clarke, } *Tellers.*
Mr. Sladen, }

FRIDAY, 5TH JUNE.

No. 3.—*Postage on Newspapers*.—Motion made and question put—That in the opinion of this Committee it is expedient to abolish the charge now made for the transmission of Newspapers by Post, to take effect from and after the 1st of January, 1858.—(Mr. Hughes.)
Committee divided.

Ayes, 12.

Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Horne,
Mr. Humfray,
Mr. Myles,
Dr. Owens,
Mr. Phelan,
Mr. Syme,
Mr. Brooke, } *Tellers.*
Mr. Hughes, }

Noes, 21.

Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Foster,
Mr. Griffith,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Langlands,
Mr. McCulloch,
Mr. Moore,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Quarterman,
Mr. Rutherford,
Mr. Service,
Mr. Snodgrass,
Mr. Ware,
Mr. Adamson, } *Tellers.*
Mr. Goodman, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 11.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

TUESDAY, 23RD JUNE.

No. 1.—*Finance—Estimates for 1857.*

Question proposed—That a sum not exceeding Seven thousand pounds be appropriated to Her Majesty to defray the expense of extending and repairing the Jetty at Sandridge, for the year 1857.—(*Mr. Ebden.*)

Motion made and question put—That this item be struck out.—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 13.
 Mr. Baragwanath,
 Mr. Davis,
 Mr. Foster,
 Mr. Goodman,
 Mr. Harker,
 Mr. Hughes,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Rutherford,
 Mr. Syme,
 Mr. Heales, } *Tellers.*
 Mr. Snodgrass, }

Noes, 21.*
 Mr. Aspinall,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Ebden,
 Dr. Evans,
 Mr. Haines,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. McDougall,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Sargood,
 Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Capt. Clarke, } *Tellers.*
 Mr. Fellows, }

* *Sic in orig.*

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 12.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

TUESDAY, 30TH JUNE.

No. 1.—*Finance—Estimates for 1857.*

Question proposed—That a sum not exceeding Ten thousand and five hundred pounds be appropriated to Her Majesty towards defraying the expense, for the year 1857, of fencing, forming, and planting Public Parks and places of recreation, as under, viz. :—

	£
Melbourne district	3,000
Geelong district	1,500
Various districts	2,000
Erection of Conservatory at the Botanic Gardens, Melbourne	1,500
Foot Bridge over the Yarra River from Richmond Park to the Botanic Gardens, Melbourne	1,500
Formation of walks and drains for ditto	1,000—(Mr. Ebden.)

Motion made and question put—That all the above items except that for the Conservatory at the Botanic Gardens be struck out.—(Mr. Wood.)

Committee divided.

Ayes, 7.

Mr. Davis,
Mr. King,
Mr. Lalor,
Mr. O'Brien,
* Mr. Service, *Teller.*
Mr. Wills,
Mr. Rutledge, } *Tellers.*
Mr. Wood, }

Noes, 23.

Capt. Anderson,
Mr. Beaver,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Fellows,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Hughes,
Mr. Humffray,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Capt. Pasley,
Mr. Phelan,
Mr. Sargood,
Mr. Smith,
Mr. Goodman, } *Tellers.*
Mr. Service, }

* *Sic in orig.*

THURSDAY, 2ND JULY.

No. 2.—Question proposed—That a sum not exceeding One thousand pounds be appropriated to Her Majesty to defray the salary of the Principal Immigration Officer at Melbourne for the year 1857.—(*Mr. Ebden.*)

Motion made and question put—That a sum not exceeding Eight hundred pounds be appropriated to Her Majesty to defray the salary of the Principal Immigration Officer at Melbourne for the year 1857.—(*Mr. Heales.*)

Committee divided.

Ayes, 9.

Mr. Blair,
Mr. Greeves,
Mr. Harker,
Mr. Hughes,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Service,
Mr. Brooke, } *Tellers.*
Mr. Heales, }

Noes, 17.

Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Fyfe,
Mr. Haines,
Mr. Lalor,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Capt. Pasley,
Mr. Rutledge,
Mr. Sladen,
Mr. Smith,
Capt. Clarke, } *Tellers.*
Mr. King, }

Motion made and question put—That a sum not exceeding Nine hundred pounds be appropriated to Her Majesty to defray the salary of the Principal Immigration Officer at Melbourne for the year 1857.—(*Mr. Heales.*)

Committee divided.

Ayes, 6.

Mr. Greeves,
Mr. Harker,
Mr. Hughes,
Mr. O'Brien,
Mr. Brooke, } *Tellers.*
Mr. Heales, }

Noes, 18.

Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Fyfe,
Mr. Haines,
Mr. King,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Capt. Pasley,
Mr. Rutledge,
Mr. Smith,
Mr. Syme,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Sladen, }

No. 3.—Question proposed—That a sum not exceeding One thousand and one hundred pounds be appropriated to Her Majesty to defray the salaries of two clerks in the Immigration Department for the year 1857.—(*Mr. Ebden.*)

Motion made and question put—That a sum not exceeding Five hundred pounds be appropriated to Her Majesty for this service for the year 1857.—(*Mr. Hughes.*)

Committee divided.

Ayes, 11.

Mr. Fyfe,
 Mr. Greeves,
 Mr. Harker,
 Mr. Hughes,
 Mr. Johnson,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Rutledge,
 Mr. Brooke, } *Tellers.*
 Mr. Service, }

Noes, 17.

Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Haines,
 Mr. King,
 Mr. Lalor,
 Mr. McCulloch,
 Mr. Michie,
 Capt. Pasley,
 Mr. Quarterman,
 Mr. Sladen,
 Mr. Smith,
 Mr. Syme,
 Mr. Wills,
 Mr. Heales, } *Tellers.*
 Mr. Moore, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 13.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

WEDNESDAY, 8TH JULY.

No. 1.—*Finance—Estimates for 1857.*

Motion made and question put—That a sum not exceeding Thirty thousand pounds be appropriated to Her Majesty towards defraying the expense, for the year 1857, of erecting a new lunatic asylum.—(*Mr. Ebden.*)

Debate ensued.

Committee divided.

Ayes, 15.
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Greeves,
 Mr. Haines,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Quarterman,
 Mr. Sladen,
 Mr. Ware,
 Mr. Fellows, } *Tellers.*
 Mr. Moore, }

Noes, 24.
 Mr. Baragwanath,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Mr. Fyfe,
 Mr. Grant,
 Mr. Harker,
 Mr. Heales,
 Mr. Horne,
 Mr. Hughes,
 Mr. Humfray,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Palmer,
 Chas. Read,
 Mr. Rutledge,
 Mr. Smith,
 Mr. Syme,
 Mr. Wills,
 Mr. Service, } *Tellers.*
 Mr. Snodgrass, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 14.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 14TH JULY.No. 1.—*Crown Lands Bill*—Clause I.

This Act shall commence and come into operation on the first day of July one thousand eight hundred and fifty-seven and on and after that day the several Acts mentioned in the first Schedule to this Act to the extent to which such Acts are in and by the same schedule expressed to be repealed shall be and they are hereby repealed and the said Orders in Council and all regulations respecting the sale or other disposal of the waste lands of the Crown legally in force in Victoria at the date when the said last-recited Act took effect in the said Colony and all rights and interests under the same respectively shall be and they are hereby repealed and annulled but all grants of land made before the commencement of this Act whether by way of sale or otherwise shall be and the same are hereby confirmed.

Question proposed—That all the words in this clause down to and inclusive of the word "day" in the second line thereof be omitted.—(*Mr. Moore*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again "to-morrow."—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 17.

Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Dr. Evans,
Mr. Grant,
Mr. Horne,
Mr. Hughes,
Mr. Humfray,
Mr. Johnson,
Mr. McDougall,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Wills,
Mr. Wood,
Dr. Owens, } *Tellers.*
Mr. Snodgrass, }

Noes, 27.

Mr. Adamson,
Capt. Anderson,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Goodman,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Palmer,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Fellows, } *Tellers.*
Mr. Service, }

WEDNESDAY, 15TH JULY.

No. 2.—*Crown Lands Bill*.—Clauses II. and III.

II. From and after the commencement of this Act a board to be called "*The Board of Land and Works*" shall be and the same is hereby established and such board shall consist of not less than three nor more than five persons one of which shall be The President of the Board of Land and Works and shall be liable to retire from office on political grounds and the others of whom shall be styled members of the said board and shall not during their continuance in office be capable of being elected or sitting or voting as members of the Legislative Council or Legislative Assembly nor shall they be liable to retire from office on political grounds.

III. Any two members of the said board of whom the President for the time being shall be one shall have and exercise all the powers and authorities which by any Act now in force are vested in or can be exercised by the Commissioner of Public Works and the Surveyor General or either of them and all lands and hereditaments which by any such Act are now vested in the said last mentioned officers or either of them shall from the time of the abolition of their respective offices be vested in the said board in the same manner and upon and for the same trusts and purposes as the same were vested in the Commissioner of Public Works and Surveyor General or either of them.

Question—That the above clauses be struck out.—(*Mr. Moore.*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again to-morrow.—(*Mr. McDougall.*)

Committee divided.

Ayes, 12.

Mr. Blair,
Dr. Evans,
Mr. Greeves,
Mr. Horne,
Mr. Hughes,
Mr. McDougall,
Mr. O'Brien,
Dr. Owens,
Mr. Quarterman,
Mr. Wills,
Mr. Brooke, } *Tellers.*
Mr. Wood, }

Noes, 24.

Mr. Adamson,
Mr. Beaver,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. McCulloch,
Mr. Michie,
Mr. Palmer,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Capt. Clarke, } *Tellers.*
Mr. Moore, }

THURSDAY, 16TH JULY.

No. 3.—*Crown Lands Bill*.

Question proposed—That clauses II. and III. of this Bill be struck out.—(*Mr. Moore.*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again to-morrow.—(*Mr. Gavan Duffy.*)

Committee divided.

Ayes, 22.

Capt. Anderson,
Mr. Baragwanath,
Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Greeves,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. McDougall,
Mr. Myles,
Mr. O'Brien,

Noes, 28.

Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Lalor,

Ayes—continued.

Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Chas. Read,
 Mr. Syme,
 Mr. Wills,
 Mr. Wood,
 Mr. Brooke, } *Tellers.*
 Mr. Grant, }

Noes—continued.

Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Palmer,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Ware,
 Mr. Adamson, } *Tellers.*
 Mr. McCulloch, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 15.

WEEKLY REPORT OF DIVISIONS

BY

COMMITTEE OF THE WHOLE ASSEMBLY.

Extracted from the Minutes.

Session 1856-7.

TUESDAY, 21st JULY.

No. 1.—Finance—Estimates for 1857.

Question proposed—That a sum not exceeding £500 be appropriated to Her Majesty to defray the gratuity to Mr. Wilmot, on his retirement from the office of Coroner.—(Mr. Ebden.)

Motion made and question put—That this item be struck out.—(Mr. Humffray.)
Committee divided.

- Ayes, 13.
- Mr. Brooke,
- Mr. Davis,
- Mr. Foster,
- Mr. Harker,
- Mr. Horne,
- Mr. Humffray,
- Mr. Lalor,
- Mr. Myles,
- Mr. O'Shanassy,
- Mr. Rutledge,
- Mr. Service,
- Mr. Heales,
- Mr. Syme,

} Tellers.

- Noes, 17.
- Mr. Blair,
- Mr. D. S. Campbell,
- Capt. Clarke,
- Mr. Ebden,
- Dr. Evans,
- Mr. Haines,
- Mr. Hughes,
- Mr. King,
- Mr. Langlands,
- Mr. Michie,
- Mr. Quarterman,
- Mr. Sladen,
- Mr. Smith,
- Mr. Ware,
- Mr. Wills,
- Mr. Fellows,
- Mr. McCulloch,

} Tellers.

WEDNESDAY, 22nd JULY.

No. 2.—Crown Lands Bill.—Clause IV.

Every person who at the time of the passing of this Act shall be in the licensed occupation of any run for pastoral purposes and who shall be desirous of obtaining the benefit of this Act his executors administrators or assigns shall deliver or send by the post to the Board of Land and Works a notice in writing in the form contained in the second schedule to this Act and such notice shall be signed by the person delivering or sending the same and upon receipt thereof the said Board shall publish such notice in the Government Gazette in two consecutive weeks and after such publication shall give to such person a certificate in the form contained in the third schedule to this Act or to the like effect and

such certificate shall be conclusive evidence that the person named therein was at the time of the passing of this Act in the licensed occupation of such run for pastoral purposes but shall not be any evidence of the extent or boundary of the land or run mentioned in such certificate. Provided always that no such certificate shall be given for any part less than the whole of such run unless the part omitted from the said notice shall be of such extent and possess such advantages of water as in the opinion of the said Board may be required for the beneficial occupation of such last mentioned part for pastoral purposes.

Amendment proposed—That the following words be added to the above clause, viz., “And that the Government shall have power at any time so to divide the runs, by limiting the area of each, as may most conduce to the public advantage, so that no run shall exceed in actual area 50,000 acres.”—(*Mr. Brooke.*)

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

Ayes, 5.

Mr. Blair,
Mr. Hughes,
Mr. Ricardo,
Mr. Brooke, } *Tellers.*
Mr. Myles, }

Noes, 39.

Mr. Adamson,
Capt. Anderson,
Mr. Baragwanath,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Dr. Evans,
Mr. Fellows,
Mr. Foster,
Mr. Fyfe,
Mr. Goodman,
Mr. Grant,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Harker,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Heales, } *Tellers.*
Mr. Moore, }

THURSDAY, 23RD JULY.

No. 3.—*Crown Lands Bill.*—Further amendment proposed.—That the following words be added to the above clause, viz., “Provided that from and after the 31st day of December, 1859, the occupation of Crown Lands for pastoral purposes under this Act shall finally cease and determine.”—(*Mr. Harker.*)

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

Ayes, 12.

Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Grant,
Mr. Harker,

Noes, 34.

Capt. Anderson,
Mr. Baragwanath,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,

Ayes—*continued.*

Mr. O'Brien,
 Dr. Owens,
 Mr. Ricardo,
 Mr. Service,
 Mr. Brooke, } *Tellers.*
 Mr. Myles, }

Noes—*continued.*

Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Foster,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Hughes,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Mr. Goodman, }

No. 4.—Motion made and question put—That clause IV., as amended, stand part of the Bill.—(*Mr. Moore.*)

Committee divided.

Ayes, 28.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Mr. McCulloch, }

Noes, 18.

Mr. Baragwanath,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Harker,
 Mr. Hughes,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Wood,
 Mr. Grant, } *Tellers.*
 Mr. Myles, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 16.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**WEDNESDAY, 29TH JULY.No. 1.—*Crown Lands Bill.*—Proposed new Clause.

At the expiration of the term mentioned in such certificate as aforesaid the said Board "shall" give to the person named in such certificate or to his executors administrators or assigns a certificate in the form contained in the fourth schedule to this Act or to the like effect and at the expiration of the term mentioned in such last-mentioned certificate the said Board shall in like manner give to the person named in such certificate or to his executors administrators or assigns another certificate in the form last aforesaid and so on in like manner until the expiration of five years from the first day of July One thousand eight hundred and fifty-seven after which time no such certificate as aforesaid shall be given or continue in force.—(*Mr. Fellows.*)

Motion made—That the word "shall" in the second line of the above proposed new clause be omitted, with a view to insert the word "may" instead thereof.—(*Mr. Wood.*)

Question—That the word "shall" be struck out—put.

Committee divided.

Ayes, 25.

Mr. Baragwanath,
Mr. Beaver,
Mr. Blair,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Foster,
Mr. Greeves,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Hughes,
Mr. Humffray,
Mr. Johnson,
Mr. Langlands,
Mr. McDougall,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Chas. Read,
Mr. Ricardo,
Mr. Service,
Mr. Smith,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Grant, }

Noes, 19.

Capt. Anderson,
Mr. C. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. King,
Mr. Lalor,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Snodgrass,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. McCulloch, }

No. 2.—Question—That the word “may” be inserted in the above clause in the place of the word “shall” struck out.—(*Mr. Wood.*)

Amendment proposed—That the Chairman report progress, and ask leave to sit again this day six months.—(*Mr. Snodgrass.*)

Question—That the Chairman report progress, and ask leave to sit again this day six months—put.

Committee divided.

Ayes, 23.
 Mr. Baragwanath,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Humffray,
 Mr. McDougall,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Chas. Read,
 Mr. Ricardo,
 Mr. Syme,
 Mr. Wills,
 Mr. Wood,
 Mr. Grant, } *Tellers.*
 Mr. Snodgrass, }

Noes, 24.
 Mr. Adamson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Capt. Anderson, } *Tellers.*
 Mr. McCulloch, }

No. 3.—Amendment to the above proposed amendment proposed—That the words “and they are hereby required to” be added to the word “may.”—(*Mr. Sitwell.*)

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

Committee divided.

Ayes, 25.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Moore, } *Tellers.*
 Mr. Snodgrass, }

Noes, 21.
 Mr. Baragwanath,
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Hughes,
 Mr. Humffray,
 Mr. McDougall,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Chas. Read,
 Mr. Ricardo,
 Mr. Syme,
 Mr. Foster, } *Tellers.*
 Mr. Wood, }

THURSDAY, 30TH JULY.

No. 4.—*State Aid to Religion Bill.*—Clause I.—So much of the said Act as is hereinbefore recited shall be, and the same is hereby repealed.

Amendment proposed—That the following words be added to the above clause, viz., “from “and after the 31st day of December, 1862.”—(*Mr. Horne.*)

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

Committee divided.

Ayes, 11.

Mr. Baragwanath,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Haines,
Mr. King,
Mr. O'Brien,
Mr. Quarterman,
Mr. Rutledge,
Mr. Horne, } *Tellers.*
Mr. Hughes, }

Noes, 26.

Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Greeves,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Johnson,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Chas. Read,
Mr. Ricardo,
Mr. Sargood,
Mr. Service,
Mr. Wood,
Mr. Humffray, } *Tellers.*
Mr. McCulloch, }

No. 5.—Clause II.

Until the thirty-first day of December One thousand eight hundred and fifty-nine but no longer the sum of fifty thousand pounds shall be reserved on the eighth part of the said schedule to promote the erection of buildings for public worship and the maintenance of ministers of "religion" and such sum shall be apportioned to each denomination according to the relative proportion of the members of such denomination by the last census every such apportionment to be made under regulations to be framed by the Governor in Council and submitted to both Houses of Parliament Provided that no monies exceeding in the aggregate the sum of twenty-five thousand pounds shall be issued in any one year in aid of the stipends of ministers of religion.

Amendment proposed—That the following words be inserted after the word "religion" in the fourth line of the above clause, viz., "and from and after that time, until the thirty-first day of December, one thousand eight hundred and sixty-two, but no longer, the sum of twenty-five thousand pounds shall be reserved on the eighth part of the said schedule to promote the maintenance of ministers of religion."—(*Mr. Horne.*)

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

Committee divided.

Ayes, 15.

Mr. Baragwanath,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Haines,
Mr. Hughes,
Mr. O'Brien,
Mr. Phelan,
Mr. Quarterman,
Mr. Sladen,
Mr. Wood,
Mr. C. Campbell, } *Tellers.*
Mr. Horne, }

Noes, 20.

Mr. Beaver,
Mr. Brooke,
Dr. Embling,
Dr. Evans,
Mr. Harker,
Mr. Heales,
Mr. Hancock,
Mr. Johnson,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Chas. Read,
Mr. Ricardo,
Mr. Sargood,
Mr. Service,
Mr. Blair, } *Tellers.*
Mr. Moore, }

No. 6.—Further amendment proposed—That the following words be inserted after the word "religion" in the fourth line of the above clause, viz., "and from and after that time, until the thirty-first day of December, one thousand eight hundred and sixty-one, but no longer, the sum of twenty-five thousand pounds shall be reserved on the eighth part of the said schedule to promote the maintenance of ministers of religion."—(*Mr. Horne*)

Question—That the words proposed to be inserted be so inserted—put.
Committee divided.

Ayes, 15.
Mr. Baragwanath,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Haines,
Mr. Horne,
Mr. O'Brien,
Mr. Phelan,
Mr. Quarterman,
Mr. Sladen,
Mr. Smith,
Mr. Wood,
Capt. Clarke, } *Tellers.*
Mr. Hughes, }

Noes, 14.
Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Greeves,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Langlands,
Mr. Michie,
Mr. Ricardo,
Mr. Sargood,
Mr. Service,
Mr. McCulloch, } *Tellers.*
Mr. Myles, }

No. 7.—Clause II.

Motion made and question put—That the clause as amended stand part of the Bill.
Committee divided.

Ayes, 20.
Mr. Baragwanath,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Greeves,
Mr. Haines,
Mr. Horne,
Mr. Michie,
Mr. O'Brien,
Mr. Phelan,
Mr. Quarterman,
Mr. Ricardo,
Mr. Sladen,
Mr. Smith,
Mr. Wood,
Mr. Fellows, } *Tellers.*
Mr. Hughes, }

Noes, 16.
Mr. Blair,
Dr. Embling,
Dr. Evans,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Langlands,
Mr. McCulloch,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Chas. Read,
Mr. Sargood,
Mr. Service,
Mr. Brooke, } *Tellers.*
Mr. Moore, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 17.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

TUESDAY, 4TH AUGUST.

- 1.—*Magnetic Survey of Victoria.*—Motion made and question put—That in the opinion of this Committee it is expedient that an Address be presented to His Excellency the Governor, praying His Excellency to take such steps as may be necessary to secure the carrying into execution the Magnetic Survey of Victoria proposed by Professor Neumeyer.—(*Mr. Greeves.*)

Committee divided.

Ayes, 16.

Mr. Beaver,
 Mr. Brooke,
 Mr. D. S. Campbell,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Greeves,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Sargood,
 Mr. Humffray, } *Tellers.*
 Mr. Foster, }

Noes, 23.

Mr. Adamson,
 Mr. Blair,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Griffith,
 Mr. Haines,
 Mr. Hancock,
 Mr. Harker,
 Mr. Heales,
 Mr. King,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Sladen,
 Mr. Smith,
 Mr. Service, } *Tellers.*
 Mr. McCulloch, }

WEDNESDAY, 5TH AUGUST.

- No. 2.—*Crown Lands Bill.*—Proposed new Clause.

At the expiration of the term mentioned in such certificate as aforesaid the said Board give to the person named in such certificate or to his executors administrators or "assigns" a certificate in the form contained in the fourth schedule to this Act or to the like "effect" and at the expiration of the term mentioned in such last-mentioned certificate the said Board shall in like manner give to the person named in such certificate or to his executors administrators or assigns another certificate in the form last aforesaid and so on in like manner until the expiration of five years from the first day of July One thousand eight hundred and fifty-seven after which time no such certificate as aforesaid shall be given or continue in force.

Motion made and question put—That the words "may and they are hereby required to" be inserted in the blank in the second line of the above proposed clause.—(*Mr. Moore.*)

Committee divided.

Ayes, 28.
 Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Moore, } *Tellers.*
 Mr. Snodgrass, }

Noes, 17.
 Mr. Blair,
 Mr. Brooke,
 Dr. Evans,
 Mr. Foster,
 Mr. Grant,
 Mr. Greeves,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Wood,
 Mr. Humffray, } *Tellers.*
 Dr. Owens, }

No. 3.—Amendment proposed.—That the following words be inserted in the third line of the above proposed clause, after the word “assigns,” viz., “unless it shall be hereafter “otherwise enacted.”—(*Mr. Wood.*)

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

Committee divided.

Ayes, 20.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Ricardo,
 Mr. Snodgrass,
 Mr. Wood,
 Mr. Humffray, } *Tellers.*
 Mr. Grant, }

Noes, 29.
 Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Fellows, } *Tellers.*
 Mr. McCulloch, }

No. 4.—Further amendment proposed.—That the following words be inserted in the fourth line of the proposed clause, after the word “effect,” viz., “which certificate shall have “the force and effect of an annual license only.”—(*Mr. Horne.*)

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

Committee divided.

Ayes, 19.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Foster,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Humffray, } *Tellers.*
 Mr. Grant, }

Noes, 30.
 Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Dr. Embling, }

No. 5.—Amendment proposed—That the following words, viz., “two years and six months” be inserted in the seventh line of the above proposed clause instead of the words “five years” previously struck out.—(*Mr. Fyfe.*)

Further amendment proposed—That the following words, “as to land in the districts heretofore known as the settled and intermediate districts respectively and of five years as to land in the district heretofore known as the unsettled district the several periods aforesaid to be computed,” be added to the words “two years and six months” proposed to be inserted by Mr. Fyfe.—(*Mr. Fellows.*)

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

Ayes, 32.
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Wills,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Dr. Embling, }

Noes, 13.
 Mr. Blair,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Ricardo,
 Dr. Owens, } *Tellers.*
 Mr. Fyfe, }

No. 6.—Question—That the words “two years and six months as to land in the districts heretofore known as the settled and intermediate districts respectively and of five years as to land in the district heretofore known as the unsettled district the several periods aforesaid to be computed,” be inserted in the above clause in place of the words “five years” struck out—put.

Committee divided.

Ayes, 32.

Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Wood,
 Mr. Goodman, } *Tellers.*
 Mr. Snodgrass, }

Noes, 13.

Mr. Blair,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Hancock,
 Mr. Harker,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Ricardo,
 Dr. Owens, } *Tellers.*
 Mr. Fyfe, }

No. 7.—Further amendment proposed—That the following words, viz., “Provided also that no certificate shall issue for any land hitherto exempted by proclamation from lease or annual license for pastoral purposes” be added after the words “and every such certificate shall be subject to the provisions hereinafter contained,” previously added to the above proposed clause.—(*Mr. Snodgrass.*)

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

Committee divided.

Ayes, 17.

Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Snodgrass,
 Mr. Wood,
 Dr. Owens, } *Tellers.*
 Mr. Grant, }

Noes, 29.

Mr. Adamson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Goodman, } *Tellers.*
 Capt. Anderson, }

No. 8.—New clause as amended.—At the expiration of the term mentioned in such certificate as aforesaid the said Board may and they are hereby required to give to the person named in such certificate or to his executors administrators or assigns a certificate in the form contained in the fourth schedule to this Act or to the like effect and at the expiration of the term mentioned in such last-mentioned certificate the said Board shall in like manner give to the person named in such certificate or to his executors administrators or assigns another certificate in the form last aforesaid and so on in like manner until the expiration of two years and six months as to land in the districts heretofore known as the settled and intermediate districts respectively and of five years as to land in the district heretofore known as the unsettled district the several periods aforesaid to be computed from the first day of July One thousand eight hundred and fifty-seven after which periods respectively no such certificate as aforesaid shall be given or continue in force and every such certificate shall be subject to the provisions hereinafter contained.

Motion made and question put—That the above clause, as amended, stand part of the Bill.—(*Mr. Fellows.*)
Committee divided.

Ayes, 29.

Mr. Adamson,
Capt. Anderson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Moore, } *Tellers.*
Dr. Embling, }

Noes, 17.

Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Hancock,
Mr. Horne,
Mr. Hughes,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Ricardo,
Mr. Snodgrass,
Mr. Wood,
Mr. Grant, } *Tellers.*
Dr. Owens, }

THURSDAY, 6TH AUGUST.

No. 9.—Clause V. proposed.

Every person to whom any such certificate as aforesaid shall be given his executors administrators and assigns shall yield and pay to Her Majesty yearly and every year for the run therein mentioned a "rent" at the rate of _____ pounds for every *one* thousand sheep or at the rate of *twenty-five* pounds for every *one* hundred and *sixty* head cattle or horses that such run is capable of carrying and depasturing subject to be increased or decreased as next hereinafter provided.

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Brooke.*)
Committee divided.

Ayes, 16.

Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Hancock,
Mr. Harker,
Mr. Horne,
Mr. Hughes,
Mr. O'Brien,

Noes, 29.

Mr. Adamson,
Capt. Anderson,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Findlay,
Mr. Goodman,
Mr. Greeves,

Ayes—*continued.*
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Snodgrass,
 Mr. Grant, } *Tellers.*
 Mr. Myles, }

Noes—*continued.*
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Service, } *Tellers.*
 Mr. Fellows, }

No. 10.—Motion made—That the words “a rent,” in the third line of the above clause, be omitted, with a view to insert the following words—“an acreable rent, so as to produce an average “ of for each acre available for grazing purposes, the rent of each run being assessed.”—(*Mr. Gavan Duffy.*)

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

Ayes, 27.
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Adamson, } *Tellers.*
 Capt. Anderson, }

Noes, 13.
 Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Myles,
 Mr. O'Brien,
 Mr. Phelan,
 Dr. Owens, } *Tellers.*
 Mr. Fyfe, }

No. 11.—Motion made—That the blank in the third line of the above clause be filled up with the words “twenty-five.”—(*Mr. Moore.*)

Amendment proposed—That the blank in the third line of the above clause be filled up with the words “seventy-five.”—(*Mr. Brooke.*)

Further amendment proposed—That the Chairman report progress, and ask leave to sit again.—(*Mr. O'Brien.*)

Question—That the Chairman report progress, and ask leave to sit again—put.
 Committee divided.

Ayes, 14.
 Mr. Blair,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Grant,
 Mr. Hancock,
 Mr. Horne,
 Mr. Myles,

Noes, 23.
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Findlay,

Ayes—*continued.*

Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Snodgrass,
Mr. Fyfe, } *Tellers.*
Mr. Brooke, }

Noes—*continued.*

Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Hughes,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. McCulloch, }

No. 12.—Question—That the words "*twenty-five*" be inserted in the third line of the above clause—put.

Committee divided.

Ayes, 25.

Mr. Adamson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Fellows,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Moore, } *Tellers.*
Capt. Anderson, }

Noes, 12.

Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Grant,
Mr. Hancock,
Mr. Horne,
Mr. Myles,
Mr. Owens,
Mr. Phelan,
Mr. Fyfe, } *Tellers.*
Mr. O'Brien, }

No. 13.—Motion made—That the words "*one hundred and sixty*" be omitted from the fourth line of the above clause, with a view to insert the words "*two hundred*" instead thereof.
(*Mr. Moore.*)

Question—That the words "*one hundred and sixty*" be struck out—put.
Committee divided.

Ayes, 22.

Capt. Anderson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Fellows,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. Langlands,

Noes, 15.

Mr. Adamson,
Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Grant,
Mr. Hancock,
Mr. Horne,
Dr. Owens,
Mr. Phelan,
Mr. Service,
Mr. Wills,

Ayes—*continued.*

Mr. Michie,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. McCulloch, } *Tellers.*
 Mr. Moore,

Noes—*continued.*

Mr. Myles, } *Tellers.*
 Mr. O'Brien,

No. 14.—Amendment proposed.—That the following words be added to the above clause, viz.,
 “But so as that the rent so assessed shall not in any case be lower than an average of one
 penny per acre on the entire extent of the run.”—(*Mr. Blair.*)
 Question—That the words proposed to be added be so added—put.
 Committee divided.

Ayes, 18.

Mr. Blair,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Snodgrass,
 Mr. Grant, } *Tellers.*
 Mr. Brooke,

Noes, 24.

Mr. Adamson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Wills,
 Mr. Sladen, } *Tellers.*
 Mr. Service,

No. 15.—Further amendment proposed—That the following words be added to the above clause,
 viz.—“But so as the rent so assessed shall not be at a less rate than ten acres to each sheep
 or thirty acres to each head of cattle.”—(*Mr. Greeves.*)
 Question—That the words proposed to be added be so added—put.
 Committee divided.

Ayes, 18.

Mr. Blair,
 Mr. Brooke,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Hancock,
 Mr. Horne,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Snodgrass,
 Mr. Grant, } *Tellers.*
 Mr. O'Brien,

Noes, 26.

Mr. Adamson,
 Capt. Anderson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Goodman,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. King,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Wills,
 Mr. Sladen, } *Tellers.*
 Mr. Service,

No. 16.—Clause V.

Motion made and question put—That this clause, as amended, stand part of the Bill.
Committee divided.

Ayes, 28.

Mr. Adamson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Capt. Anderson, } *Tellers.*
Mr. Sitwell, }

Noes, 16.

Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Grant,
Mr. Greeves,
Mr. Hancock,
Mr. Horne,
Mr. Hughes,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Snodgrass,
Mr. Myles, } *Tellers.*
Mr. O'Brien, }

THURSDAY (AFTERNOON), 6TH AUGUST.

No. 17.—*Crown Lands Bill.*—Clause VI.

For the purpose of ascertaining the amount of rent to be paid under the provisions hereinbefore contained the Governor in Council shall direct by what "person" the same shall be fixed on behalf of Her Majesty and the person delivering or sending the said notice shall declare in writing by what person the said rent shall be fixed on his behalf and such two persons shall jointly select some third person to act with them for the purpose aforesaid and it shall be the duty of such three persons to ascertain by inspection of the run with or without such other evidence as they may think proper the number of sheep cattle or horses that such run is capable of carrying and depasturing and also to decide by what amount the rent shall be increased or decreased by reason of any special advantages or disadvantages of situation and the determination of such three persons or of any two of them shall be in the form contained in the fourth schedule to this Act and shall be in duplicate and one part shall be delivered to the said Board and the other part to the occupier and shall be binding on Her Majesty and such occupier unless appealed from as hereinafter provided.

Amendment proposed—That the word "person" in the second line of the above clause be omitted, with a view to insert the word "persons" in place thereof.—(*Mr. Smith.*)

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

Ayes, 22.

Mr. Adamson,
Capt. Anderson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Findlay,
Mr. Griffith,
Mr. Haines,
Mr. Humffray,
Mr. King,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,

Noes, 19.

Mr. Beaver,
Mr. Brooke,
Dr. Embling,
Dr. Evans,
Mr. Grant,
Mr. Greeves,
Mr. Hancock,
Mr. Harker,
Mr. Horne,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,

Ayes—*continued.*

Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Wood,
 Mr. Goodman, } *Tellers.*
 Mr. Fellows, }

Noes—*continued.*

Mr. Service,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass, } *Tellers.*
 Mr. Heales, }

No. 18.—Proposed new Clause.

If any run shall at any time carry and depasture a greater number of sheep cattle or horses than such run shall have been ascertained to be capable of carrying and depasturing under the provisions hereinbefore contained the person to whom such certificate as aforesaid shall have been granted his executors administrators and assigns shall yield and pay to Her Majesty thenceforth yearly and every year while such certificate continues in force an additional rent after the rate aforesaid for such greater number of sheep cattle or horses as aforesaid and such additional rent shall be added to and form part of the said original rent and become due therewith.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Wills.*)

Committee divided.

Ayes, 9.

Mr. Brooke,
 Dr. Evans,
 Mr. Greeves,
 Mr. Lalor,
 Mr. Myles,
 Dr. Owens,
 Mr. Smith,
 Mr. Wills, } *Tellers.*
 Mr. Grant, }

Noes, 30.

Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Dr. Embling,
 Mr. Findlay,
 Mr. Foster,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Hughes,
 Mr. King,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Service,
 Mr. Sitwell,
 Mr. Snodgrass,
 Mr. Wood,
 Mr. Goodman, } *Tellers.*
 Mr. Sladen, }

No. 19.—Clause X.

All Crown land which at the time of the passing of this Act shall not be occupied by virtue of any license for pastoral purposes or which shall not be included in any certificate under this Act or the interest in which shall expire by effluxion of time or be surrendered or forfeited under the provisions of this Act shall be exposed to public auction in runs of such extent as the Governor in Council shall "approve" and the person who shall bid the highest annual rent on the scale of capability hereinbefore described for any such run shall be entitled to the certificate next hereinafter mentioned but no person shall be so entitled unless on condition of paying at the time of such auction in ready money a deposit of one hundred pounds for and on account of the rent so bidden as aforesaid.

Amendment proposed—That the following words be inserted after the word "approve" in the fifth line of the above clause, viz., "but so as no such run shall be capable of carrying "and depasturing more than ten thousand sheep or two thousand head of cattle or "horses."—(*Mr. Service.*)

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

Committee divided.

Ayes, 4.
 Mr. Langlands,
 Mr. Wills,
 Mr. Service, } *Tellers.*
 Mr. Heales, }

Noes, 33.
 Mr. Adamson,
 Capt. Anderson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Foster,
 Mr. Greeves,
 Mr. Griffith,
 Mr. Haines,
 Mr. Hughes,
 Mr. Humfray,
 Mr. King,
 Mr. Lalor,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Wood,
 Mr. Goodman, } *Tellers.*
 Mr. Brooke, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 18.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 11TH AUGUST.1.—*Finance—Estimates for 1857.*

Question proposed—That a sum not exceeding £1500 be appropriated to Her Majesty to defray the salary of the President of the Legislative Council for the year 1857.—(*Mr. Ebdén.*)

Motion made and question put—That a sum not exceeding £1200 be appropriated to Her Majesty to defray the salary of the President of the Legislative Council for the year 1857.—(*Mr. Horne.*)

Committee divided.

Ayes, 31.

Capt. Anderson,
Mr. Beaver,
Mr. Blair,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Dr. Embling,
Dr. Evans,
Mr. Foster,
Mr. Fyfe,
Mr. Grant,
Mr. Greeves,
Mr. Hancock,
Mr. Harker,
Mr. Heales,
Mr. Horne,
Mr. Humffray,
Mr. King,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Ricardo,
Mr. Service,
Mr. Sladen,
Mr. Wills,
Mr. Wood,
Mr. Brooke, } *Tellers.*
Mr. Snodgrass, }

Noes, 12.

Mr. Adamson,
Mr. C. Campbell,
Mr. Ebdén,
Mr. Findlay,
Mr. Goodman,
Mr. Haines,
Mr. Henty,
Mr. Hughes,
Mr. Moore,
Mr. Quarterman,
Mr. Fellows, } *Tellers.*
Mr. McCulloch, }

No. 2.—Question proposed—That a sum not exceeding £800 be appropriated to Her Majesty to defray the salary of the Chairman of Committees of the Legislative Council for the year 1857.—(*Mr. Ebdén.*)

Motion made and question put—That a sum not exceeding £500 be appropriated to Her Majesty to defray the salary of the Chairman of Committees of the Legislative Council for the year 1857.—(*Mr. Horne.*)
Committee divided.

Ayes, 26.

Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Mr. Davis,
Mr. Gavan Duffy,
Dr. Embling,
Dr. Evans,
Mr. Findlay,
Mr. Fyfe,
Mr. Grant,
Mr. Harker,
Mr. Heales,
Mr. Horne,
Mr. Humffray,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Ricardo,
Mr. Service,
Mr. Sladen,
Mr. Wills,
Mr. Wood,
Mr. Foster, } *Tellers.*
Mr. Hancock, }

Noes, 18.

Mr. Adamson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Ebden,
Mr. Fellows,
Mr. Goodman,
Mr. Greeves,
Mr. Haines,
Mr. Henty,
Mr. Hughes,
Mr. King,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Capt. Anderson, } *Tellers.*
Mr. Snodgrass, }

WEDNESDAY, 12TH AUGUST.

No. 3.—*Crown Lands Bill.*—Clause XVII.

It shall be lawful for any person whom the said Board may authorize in that behalf to enter during the continuance of such license as aforesaid and without prejudice thereto into and upon the run comprised in such license for the purpose of surveying measuring or marking out the land or any part thereof but no such entry shall be made until one month's notice of the intention to make the same shall have been delivered to the occupier of such run or left for him at his usual or last known place of abode in this Colony.—(*Mr. Moore.*)

Motion made and question put—That the above clause be struck out, with the view of inserting the following clause, viz. :—“It shall be lawful for the said Board and for all persons employed or authorised by them to enter into or upon all enclosures and lands “whatsoever whether the same be private or public’ property in the execution or performance of their official duties and in such enclosures and lands or on or against the buildings and trees situate or being thereon to make fix or erect trigonometrical or other survey-pickets land-marks signs signals and beacons and the wilful and malicious removal defacing or effacing of any such or the cutting down any trees on which the same are made or placed shall be a misdemeanor punishable with fine and imprisonment or with both fine and imprisonment.”—(*Capt. Clarke.*)

Committee divided.

Ayes, 23.

Mr. Baragwanath,
Mr. Brooke,
Mr. C. Campbell,
Capt. Clarke,
Mr. Gavan Duffy,
Mr. Findlay,
Mr. Foster,
Mr. Hancock,
Mr. Heales,
Mr. Humffray,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. O'Brien,
Dr. Owens,
Mr. Phelan,

Noes, 22.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Henty,
Mr. King,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Sargood,

Ayes—*continued.*

Mr. Ricardo,
Mr. Rutledge,
Mr. Sitwell,
Mr. Wood,
Mr. Service, } *Tellers.*
Mr. Sladen, }

Noes—*continued.*

Mr. Smith,
Mr. Snodgrass,
Mr. Wills,
Mr. Goodman, } *Tellers.*
Mr. McCulloch, }

No. 4.—Motion made and question put—That the following words “ whatsoever whether the same be private or” in the third line of Capt. Clarke’s proposed new clause be omitted.—
(*Mr. Snodgrass.*)

Committee divided.

Ayes, 23.

Mr. Adamson,
Mr. Baragwanath,
Mr. Beaver,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Dr. Evans,
Mr. Goodman,
Mr. Greeves,
Mr. Griffith,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Sargood,
Mr. Smith,
Mr. Snodgrass,
Mr. Wills,
Capt. Anderson, } *Tellers.*
Mr. McCulloch, }

Noes, 19.

Mr. C. Campbell,
Capt. Clarke,
Mr. Gavan Duffy,
Mr. Fellows,
Mr. Findlay,
Mr. Haines,
Mr. Hancock,
Mr. Heales,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. O’Brien,
Mr. Phelan,
Mr. Ricardo,
Mr. Rutledge,
Mr. Sitwell,
Mr. Wood,
Mr. Service, } *Tellers.*
Mr. Sladen, }

THURSDAY, 13TH AUGUST.

No. 5.—*Crown Lands Bill.*—Clause XXII.

When the whole or any part of the land comprised in any run shall be sold or taken under the provisions of this Act all fences or the cost of removing and re-erecting the same and all substantial improvements of the benefits of which the tenant or occupier shall be deprived by such sale or taking shall be valued and for the purpose of such valuation the same form and manner of proceeding in all respects shall be adopted and applied as is hereinbefore provided for the purpose of ascertaining the amount of rent to be paid under this Act.—(*Mr. Moore.*)

Motion made and question put—That the above clause be struck out.—(*Mr. Service.*)
Committee divided.

Ayes, 19.

Mr. Baragwanath,
Mr. Blair,
Mr. Brooke,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Greeves,
Mr. Heales,
Mr. Johnson,
Mr. Lalor,
Mr. Myles,
Mr. O’Brien,
Mr. O’Shanassy,
Mr. Phelan,
Mr. Sargood,
Mr. Smith,
Mr. Syme,
Mr. Wills,
Mr. Humffray, } *Tellers.*
Mr. Service, }

Noes, 17.

Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Griffith,
Mr. Haines,
Mr. Henty,
Mr. King,
Mr. Langlands,
Mr. McCulloch,
Mr. Moore,
Mr. Rutledge,
Mr. Sladen,
Mr. Adamson, } *Tellers.*
Mr. Snodgrass, }

No. 6.—Proposed new Clause.

When the whole or any part of the land comprised in any run shall be sold or taken under the provisions of this Act all fences and other improvements on the land so sold or taken may be removed by the tenant or occupier of such run within one month next after such sale or taking but all permanent dams waterholes and wells constructed by such tenant or occupier shall be valued so that the amount of such valuation shall not exceed the cost of constructing such dams waterholes and wells respectively and for the purpose of such valuation the same form and manner of proceeding in all respects shall be adopted and applied as is herein provided for the purpose of ascertaining the amount of rent to be paid under this Act.

Question proposed—That this clause stand part of the Bill.—(*Mr. Fellows.*)

Motion made and question put—That the above clause be struck out.—(*Mr. O'Shanassy.*)

Ayes, 15.

Mr. Baragwanath,
Mr. Brooke,
Capt. Clarke,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Harker,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Smith,
Mr. Hancock, } *Tellers.*
Mr. Snodgrass, }

Noes, 29.

Mr. Adamson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Findlay,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Sladen,
Mr. Wills,
Mr. Wood,
Mr. Goodman, } *Tellers.*
Mr. Service, }

No. 7.—Proposed new Clause.

It shall be lawful for the Governor in Council to cause documents to be issued each of which shall be called "The Graziers' Right" and shall be granted to any "holder of a miner's right or business license" applying for the same upon the payment of the sum of shillings and every such document shall be in force for the period of twelve months from the date thereof and shall contain the Christian name and surname of the person in whose favor the same shall be issued and shall be in such form as the Governor in Council shall approve.—(*Mr. Fellows.*)

Amendment proposed—That the words "holder of a miner's right or business license" in the second and third lines of the above proposed new clause be omitted.—(*Mr. Humffray.*)

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

Committee divided.

Ayes, 32.

Mr. Baragwanath,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Goodman,
Mr. Greeves,
Mr. Griffith,
Mr. Haines,
Mr. Heales,
Mr. Henty,
Mr. Johnson,
Mr. King,

Noes, 12.

Mr. Brooke,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. Humffray,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,
Mr. O'Brien, } *Tellers.*
Mr. Snodgrass, }

Ayes—continued.

Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Smith,
 Mr. Wills,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Mr. McCulloch, }

No. 8.—Proposed new Clause.

When the whole or any part of the land comprised in any run shall have been taken under the provisions lastly hereinbefore contained the number of sheep cattle or horses that such land (exclusive of any part thereof which shall have been actually mined for gold) was capable of carrying and depasturing at the time the same was so taken shall be ascertained and for the purpose of ascertaining such number the Governor in Council shall direct by what person the same shall be ascertained on behalf of Her Majesty and the person who at the time of such taking was in the licensed occupation of such land for pastoral purposes shall declare in writing by what person the same shall be ascertained on his behalf and such two persons shall jointly select some third person to act with them for the purpose aforesaid and it shall be the duty of such three persons to ascertain by inspection of the land with or without such other evidence as they may think proper the number aforesaid and also to fix the market value of the sheep and cattle depasturing on such land without the run and of such sheep and cattle respectively with the run and such persons or any two of them shall report the several matters aforesaid to the said Board and such report shall be laid before the Legislative Assembly within fourteen days after the receipt thereof by the said Board if Parliament be sitting and if Parliament be not sitting then within fourteen days after the next meeting of Parliament and thereupon the said Assembly may by some resolution thereof determine what amount of recompense shall be justly due by reason of such taking as aforesaid.

Question proposed—That this clause stand part of the Bill.—(*Mr. Fellows.*)

Motion made and question put—That the above proposed new clause be struck out.—

(*Mr. Service.*)

Committee divided.

Ayes, 11.

Mr. Baragwanath,
 Mr. Gavan Duffy,
 Mr. Greeves,
 Mr. Hancock,
 Mr. Humffray,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Smith,
 Mr. O'Brien, } *Tellers.*
 Mr. Service, }

Noes, 29.

Mr. Adamson,
 Mr. Beaver,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebdon,
 Mr. Fellows,
 Mr. Findlay,
 Mr. Foster,
 Mr. Griffith,
 Mr. Haines,
 Mr. Harker,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Snodgrass,
 Mr. Wills,
 Mr. Wood,
 Mr. Goodman, } *Tellers.*
 Mr. McCulloch, }

No. 9.—Clause XXIV.

An instrument in writing under the hand of the Governor and the public Seal of the Colony countersigned by the said Board in the form contained in the last schedule to this Act and such instrument shall on production thereof to the Treasurer be received as equivalent to the amount of money for which the same shall be given so far as the same may be tendered in payment for the price of any Crown land to be purchased in Victoria in the manner and subject to the regulations by this Act prescribed in that behalf and such damages or sums of money shall not be recovered or paid in any other manner.

Motion made and question put—That the above clause be struck out with a view of inserting another clause for payment of compensation in cash.—(*Mr. O'Shanassy.*)
Committee divided.

Ayes, 17.

Mr. Adamson,
Mr. Baragwanath,
Mr. Beaver,
Mr. Foster,
Mr. Greeves,
Mr. Griffith,
Mr. Hancock,
Mr. Harker,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. O'Brien,
Mr. O'Shanassy,
Mr. Sladen,
Mr. Snodgrass,
Mr. Service, } *Tellers.*
Mr. Heales, }

Noes, 18.

Mr. D. S. Campbell,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Haines,
Mr. Henty,
Mr. King,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. Phelan,
Mr. Quarterman,
Mr. Rutledge,
Mr. Sitwell,
Mr. Wood,
Mr. McCulloch, } *Tellers.*
Mr. Davis, }

FRIDAY, 14TH AUGUST.

No. 10.—*Crown Lands Bill.*—Proposed new Clause.

It shall be lawful for the Governor in Council to exempt from sale such Crown lands as may be required for any public purpose whatsoever or for tramways railways and railway stations or other internal communications whether by land or water or for reservoirs aqueducts or watercourses or for the use or benefit of the aboriginal inhabitants or as the sites "of" schools hospitals colleges reservoirs or public buildings or institutions or as places for the interment of the dead or for the recreation and amusement of the inhabitants of any town or as the sites of public quays or landing places on the sea coast or shores of navigable streams or for such other purpose of public defence safety convenience health or enjoyment as the Governor in Council shall approve and after any land shall have been so exempted from sale every conveyance or alienation thereof except for some or one of the purposes lastly hereinbefore mentioned shall be absolutely void but every conveyance or alienation thereof for any of those purposes shall be valid.—(*Mr. Fellows.*)

Amendment proposed—That the words "places of worship and minister's dwellings" be inserted after the word "of" in the fifth line of the proposed new clause.—(*Mr. Smith.*)

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

Committee divided.

Ayes, 12.

*Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Findlay,
Mr. Foster,
Mr. Greeves,
Mr. King,
Mr. Phelan,
Mr. Ricardo,
Mr. Rutledge,
Mr. Smith,
*Mr. G. Campbell, } *Tellers.*
Mr. Sitwell, }

(*sic in orig.)

Noes, 18.

Mr. Beaver,
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Humffray,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. McCulloch,
Mr. Moore,
Mr. Quarterman,
Mr. Wills,
Mr. Michie, } *Tellers.*
Mr. Service, }

No. 11.—Further amendment proposed—That the words “ places of public worship and minister’s dwellings so long as state aid shall continue to be given” be inserted after the word “ of” in the fifth line of the above proposed new clause.—(*Mr. C. Campbell.*)

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

Committee divided.

Ayes, 10.
Mr. C. Campbell,
Capt. Clarke,
Mr. Foster,
Mr. Greeves,
Mr. Phelan,
Mr. Ricardo,
Mr. Rutledge,
Mr. Smith,
Mr. Davis, } *Tellers.*
Mr. King, }

Noes, 17.
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Griffith,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Humffray,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Wills,
Mr. Service, } *Tellers.*
Mr. McCulloch, }

No. 12.—Clause XXXVI.

And as it is expedient while affording every facility for the settlement of the Colony to keep up the upset price of land for the further security of the persons advancing monies for the construction of railways harbours and other public works Be it therefore enacted that none of the Crown lands shall be sold at any such auction unless the sum of one pound at the least for each acre of such land be then and there offered for the same which sum of one pound per acre shall be the lowest upset price of any of the said lands but it shall be lawful for the Governor in Council at any such sale as aforesaid to raise the lowest upset price of all or any one or more lots at such sale.

Amendment proposed—That the following words be added to the above clause :—“ And with the view of facilitating such sale and settlement as aforesaid the area of lands surveyed and brought to sale shall at all times as far as practicable be such as to insure a quantity of at least five hundred thousand acres of land half of which shall be in sections not exceeding three hundred and twenty acres open for selection in manner hereinafter provided.”—(*Capt. Clarke.*)

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

Committee divided.

Ayes, 22.
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Ebden,
Mr. Fellows,
Mr. Foster,
Mr. Greeves,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Johnson,
Mr. King,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Phelan,
Mr. Ricardo,
Mr. Rutledge,
Mr. Service,
Mr. Smith,
Mr. Davis, } *Tellers.*
Mr. Langlands, }

Noes, 5.
Mr. Lalor,
Mr. Quarterman,
Mr. Wood,
Mr. Sitwell, } *Tellers.*
Mr. Wills, }

No. 13.—Motion made and question put—That clause XXXVI, as amended, stand part of the Bill.—(*Mr. Moore.*)

Committee divided.

Ayes, 17.
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Foster,
 Mr. Haines,
 Mr. Johnson,
 Mr. King,
 Mr. Michie,
 Mr. Moore,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Rutledge,
 Mr. Smith,
 Mr. Langlands, } *Tellers.*
 Mr. Heales, }

Noes, 7.
 Mr. Fellows,
 Mr. Lalor,
 Mr. Quarterman,
 Mr. Sitwell,
 Mr. Wood,
 Mr. McCulloch, } *Tellers.*
 Mr. Wills, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 19.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 18TH AUGUST.1.—*Finance—Estimates for 1857.*

Motion made—That a sum not exceeding £7000 be appropriated to Her Majesty as retiring allowance to Edward Grimes, Esq., Auditor-General, in lieu of the annual sum proposed on the Estimates.—(*Mr. Ebden.*)

Motion made and question put—That £3500 be appropriated to Her Majesty as a retiring allowance to Edward Grimes, Esq., Auditor-General.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 25.

Mr. Beavor,
Mr. Blair,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Gavan Duffy,
Dr. Evans,
Mr. Fyfe,
Mr. Grant,
Mr. Greaves,
Mr. Hancock,
Mr. Harker,
Mr. Johnson,
Mr. Ireland,
Mr. Myles,
Mr. O'Brien,
Mr. O'Shanassy,
Dr. Owens,
Mr. Ricardo,
Mr. Rutledge,
Mr. Service,
Mr. Wills,
Mr. Wood,
Mr. Heales, } *Tellers.*
Mr. Humffray, }

Noes, 14.

Mr. C. Campbell,
Capt. Clarke,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Foster,
Mr. Goodman,
Mr. Haines,
Mr. Hughes,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Adamson, } *Tellers.*
Mr. McCulloch, }

WEDNESDAY, 19TH AUGUST.

No. 2.—*Crown Lands Bill*.—Proposed new Clause.

For the purpose of affording facilities to persons desirous of settling down to agricultural or pastoral pursuits there shall be set apart in various parts of the Colony and in such localities as shall be deemed most suitable without interfering with lands of the first and second class certain lands comprising an area in the whole of not less than acres which shall be called "farm lands" and which shall be surveyed and marked off in blocks varying from _____ acres to _____ acres and any person may at any time select any one of such blocks not previously selected at the upset price of twenty shillings per acre subject to the provisions and regulations next hereinafter contained.

Motion made and question put—That the above clause stand part of the Bill.—(*Mr. Service.*) Committee divided.

Ayes, 8.
 Mr. Blair,
 Mr. Hancock,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Myles,
 Dr. Owens,
 Mr. Service, } *Tellers.*
 Mr. Brooke, }

Noes, 28.
 Mr. Adamson,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Goodman,
 Mr. Griffith,
 Mr. Haines,
 Mr. Heales,
 Mr. Henty,
 Mr. Johnson,
 Mr. King,
 Mr. Langlands,
 Mr. Michie,
 Mr. O'Brien,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Read,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Wills,
 Mr. Wood,
 Mr. McCulloch, } *Tellers.*
 Mr. Sladen, }

No. 3.—New Clause.

The said Board shall divide one moiety of the Crown Land comprised in the third class and fit for agricultural purposes into special country lots of not less than twenty or more than one hundred and sixty acres each and every one of such lots shall adjoin one other of such lots and as nearly as may be shall be of equal size therewith.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Heales.*) Committee divided.

Ayes, 21.
 Mr. Adamson,
 Mr. Baragwanath,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Fellows,
 Mr. Haines,
 Mr. Hancock,
 Mr. Ireland,
 Mr. King,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. Moore,
 Mr. Myles,
 Mr. Service,
 Mr. Sitwell,
 Mr. Sladen,
 Mr. Wills,
 Mr. Wood,
 Mr. Heales, } *Tellers.*
 Mr. McCulloch, }

Noes, 13.
 Mr. C. Campbell,
 Capt. Clarke,
 Mr. Foster,
 Mr. Harker,
 Mr. Johnson,
 Mr. O'Brien,
 Mr. Phelan,
 Mr. Quarterman,
 Mr. Read,
 Mr. Rutledge,
 Mr. Smith,
 Dr. Embling, } *Tellers.*
 Mr. Goodman, }

THURSDAY, 20TH AUGUST.

No. 4.—*Crown Lands Bill*.—Proposed new Clause.

No Crown Lands shall be offered for sale by auction in lots exceeding in size "three hundred and twenty" acres Provided always that the said Board may by any order direct that on any sale the purchaser of any one of such lots as may be mentioned in such order may have the option of purchasing any adjoining lot at the same price.—(*Mr. Wood.*)

Question proposed—That the words "three hundred and twenty," in the first and second lines of the above proposed new clause, be omitted, with a view of inserting the words "six hundred and forty" in lieu thereof.—(*Mr. Rutledge.*)

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

Ayes, 13.

Mr. Blair,
Dr. Evans,
Mr. Grant,
Mr. Greeves,
Mr. Hancock,
Mr. Harker,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. Phelan,
Mr. Wills,
Mr. Brooke, } *Tellers.*
Mr. Wood, }

Noes, 28.

Mr. Adamson,
Capt. Anderson,
Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Dr. Embling,
Mr. Fellows,
Mr. Findlay,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Henty,
Mr. Johnson,
Mr. King,
Mr. O'Brien,
Mr. Quarterman,
Mr. Ricardo,
Mr. Rutledge,
Mr. Sargood,
Mr. Service,
Mr. Sladen,
Mr. Smith,
Mr. Ware,
Mr. Heales, } *Tellers.*
Mr. McCulloch, }

No. 5.—Clause XLV.

It shall be lawful for the officer or person by whom any grant may be delivered or issued under this Act and he is hereby required to take and receive for and in respect of the preparation thereof a fee of twenty shillings and it shall also be lawful for the said Board and they are hereby required to take and receive on the assignment of any interest under this Act a fee of "one" shilling in the pound on the amount of rent payable by the "assignee" and to indorse on the instrument by which such assignment shall be made a receipt for such fee and such fee shall be a charge upon the run assigned and may be recovered in the same manner as any rent payable under this Act.—(*Mr. Fellows.*)

Amendment proposed—That all the words after the word "one," in the fifth line of the above clause, down to the word "assignee" (inclusive) in the next line, be omitted, with the view of inserting the word "pound" instead thereof.—(*Mr. Davis.*)

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

Ayes, 16.

Mr. Beaver,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Ebden,
Mr. Fellows,
Mr. Haines,
Mr. Harker,
Mr. Heales,
Mr. Michie,
Mr. O'Brien,
Mr. Phelan,
Mr. Sargood,
Mr. Sladen,
Mr. Smith,
Mr. McCulloch, } *Tellers.*
Mr. Service, }

Noes, 18.

Mr. Davis,
Mr. Findlay,
Mr. Greeves,
Mr. Griffith,
Mr. Hancock,
Mr. Henty,
Mr. King,
Mr. Lalor,
Mr. Langlands,
Mr. Myles,
Mr. Quarterman,
Mr. Ricardo,
Mr. Rutledge,
Mr. Ware,
Mr. Wills,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. Sitwell, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 20.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**WEDNESDAY, 26TH AUGUST.No. 1.—*Crown Lands Bill*—Clause XL. in Bill as reported.

The whole or any part of the land comprised in any run may be taken therefrom in the manner next hereinafter mentioned (that is to say) it shall be lawful for the Governor in Council to direct that the whole or any part of such land shall revert to and that possession of the same may be resumed by Her Majesty for the purpose of being used for tramways or railways and railway stations or other internal communications whether by land or water or for reservoirs aqueducts or watercourses or for the use or benefit of the aboriginal inhabitants or as the sites of markets abattoirs public baths or wash-houses schools hospitals asylums infirmaries or colleges or as places for the interment of the dead or for the recreation convenience or amusement of the inhabitants of any "town" and every conveyance or alienation thereof for any of those purposes shall be valid.

Amendment proposed—That the following words, viz., "and for municipal endowments "subject to legislative enactment" be inserted after the word "town" in the ninth line of the above clause.—(*Mr. Snodgrass.*)

Question—That the words proposed to be inserted in the above clause be so inserted—put.

Committee divided.

Ayes, 10.
 Mr. D. S. Campbell,
 Mr. Gavan Duffy,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Myles,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Smith,
 Mr. Sladen, } *Tellers.*
 Mr. Snodgrass, }

Noes, 22.
 Mr. Beaver,
 Mr. C. Campbell,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Heales,
 Mr. Johnson,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. O'Brien,
 Mr. Quarterman,
 Mr. Rutledge,
 Mr. Sargood,
 Mr. Sitwell,
 Mr. Ware,
 Mr. Wills,
 Mr. Wood,
 Mr. McCulloch, } *Tellers.*
 Mr. Moore, }

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 21.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

WEDNESDAY, 9TH SEPTEMBER, 1857.

No. 1.—*State Aid to Religion Bill*—Clause II.

Until the thirty-first day of December One thousand eight hundred and fifty-nine but no longer the sum of fifty thousand pounds shall be reserved on the eighth part of the said schedule to promote the erection of buildings for public worship and the maintenance of ministers of "religion" and from and after that time until the thirty-first day of December One thousand eight hundred and sixty-one but no longer the sum of twenty-five thousand pounds shall be reserved on the eighth part of the said schedule to promote the maintenance of ministers of "religion" and such sums shall be apportioned to each denomination according to the relative proportion of the members of such denomination by the last census every such apportionment to be made under regulations to be framed by the Governor in Council and submitted to both Houses of Parliament Provided that no monies exceeding in the aggregate the sum of twenty-five thousand pounds shall be issued in any one year in aid of the stipends of ministers of religion.

Motion made and question put—That all the words after the word "religion" in the fourth line of this clause, down to and inclusive of the word "religion" in the seventh line, be omitted.—(*Mr. Brooke.*)

Committee divided.

Ayes, 22.

Mr. Beaver,
Mr. Blair,
Mr. Brooke,
Dr. Embling,
Mr. Fyfe,
Mr. Grant,
Mr. Harker,
Mr. Heales,
Mr. Humfray,
Mr. Johnson,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Dr. Owens,
Mr. Ricardo,
Mr. Sargood,
Mr. Wilkie,
Mr. McCulloch, } *Tellers.*
Mr. Hancock, }

Noes, 25.

Capt. Anderson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Findlay,
Mr. Foster,
Mr. Goodman,
Mr. Griffith,
Mr. Haines,
Mr. Henty,
Mr. Horne,
Mr. Hughes,
Mr. O'Brien,
Mr. Phelan,
Mr. Quarterman,
Mr. Service,
Mr. Sitwell,
Mr. Sladen,
Mr. Smith,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. Snodgrass, }

No. 2.—*Railway Report*—Resolution 3.

The Committee recommend the simultaneous construction of a main trunk line from "Melbourne" to Sandhurst, with a branch line from Harcourt to Castlemaine, with a view to the ultimate extension of the main line to the Murray, and a main trunk line from Geelong to Ballarat.—(*Capt. Clarke.*)

Motion made and question put—That this resolution be divided, taking the line to the Murray as one question, and the other line from Geelong to Ballarat as another question.—(*Mr. Grant.*)

Committee divided.

Ayes, 21.

Mr. Blair,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Foster,
Mr. Goodman,
Mr. Grant,
Mr. Greeves,
Mr. Griffith,
Mr. Hancock,
Mr. Harker,
Mr. Hughes,
Mr. Johnson,
Mr. Langlands,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Mr. Service,
Mr. Smith,
Mr. Wilkie,
Mr. Heales, } *Tellers.*
Mr. O'Brien, }

Noes, 24.

Capt. Anderson,
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Fyfe,
Mr. Haines,
Mr. Henty,
Mr. Ireland,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. Quarterman,
Mr. Sargood,
Mr. Sitwell,
Mr. Snodgrass,
Mr. Syme,
Mr. Wills,
Mr. Wood,
Mr. Humfray, } *Tellers.*
Mr. Brooke, }

THURSDAY, 10TH SEPTEMBER.

No. 3.—Motion made and question put—That the words "by way of Castlemaine" be inserted after the word "Melbourne" in the second line of the above resolution.—(*Mr. Sitwell.*)

Committee divided.

Ayes, 27.

Capt. Anderson,
Mr. Blair,
Mr. Brooke,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Findlay,
Mr. Haines,
Mr. Hancock,
Mr. Heales,
Mr. Humfray,
Mr. Johnson,
Mr. Ireland,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Quarterman,
Mr. Sargood,
Mr. Service,
Mr. Sitwell,
Mr. Snodgrass,
Mr. Syme,
Mr. Wilkie,
Mr. Wood,
Capt. Clarke, } *Tellers.*
Mr. Fyfe, }

Noes, 11.

Mr. Goodman,
Mr. Grant,
Mr. Greeves,
Mr. Harker,
Mr. Hughes,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,
Mr. Ricardo,
Mr. Griffith, } *Tellers.*
Dr. Owens, }

THURSDAY, 10TH SEPTEMBER.

SECOND SITTING.

No. 4.—*Gold Fields Management Bill*.—Clause CVI.

If any person shall dispute the validity or propriety of any such bye-law it shall be lawful for such person to insert twice in some newspaper published or circulating in the district of such board a notice in the form contained in the seventeenth schedule to this Act stating therein the number and date of the bye-law the validity or propriety of which he disputes and the reasons for disputing the same and every such notice shall be dated on the day of the first insertion thereof as aforesaid and the person disputing as aforesaid shall apply to the Chief Secretary in writing specifying the title and date of the said newspapers and at the time of such application shall forward such newspapers to the Chief Secretary who as soon as conveniently may be after the time mentioned in such notice shall bring such bye-law application and newspapers and all objections if any to the revocation of such bye-law before the Governor in Council and it shall thereupon be lawful for the Governor in Council to revoke such bye-law and every order by which any bye-law shall be so revoked shall be published in the *Government Gazette* and shall take effect from the time of such publication.

Motion made and question put—That this clause, as amended, stand part of the Bill.—
(*Mr. Fellows.*)

Committee divided.

Ayes, 15.

Mr. Beaver,	
Capt. Clarke,	
Mr. Davis,	
Mr. Ebden,	
Mr. Fellows,	
Mr. Haines,	
Mr. Lalor,	
Mr. McCulloch,	
Mr. Michie,	
Mr. Moore,	
Mr. Sitwell,	
Mr. Smith,	
Mr. Wood,	
Mr. D. S. Campbell,	} <i>Tellers.</i>
Mr. Heales,	

Noes, 7.

Mr. Greeves,	
Mr. Johnson,	
Dr. Owens,	
Mr. Phelan,	
Mr. Wilkie,	
Mr. Blair,	} <i>Tellers.</i>
Mr. Humffray,	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 22.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

TUESDAY, 15TH SEPTEMBER, 1857.

No. 1.—*Railway Report*.—Resolution 7.

The whole of the works to be completed within four years from the first day of January, 1858, tenders to specify the mode of payment, both in cash "and in debentures."

Question proposed—That the Committee agree with this paragraph of the Report.—
(*Capt. Clarke.*)

Motion made and question put—That the Committee disagree with the three concluding words of the above paragraph.—(*Mr. Blair.*)

Committee divided.

Ayes, 9.

Mr. Brooke,
Capt. Clarke,
Mr. Greeves,
Mr. Harker,
Mr. Hughes,
Mr. O'Brien,
Mr. Phelan,
Mr. Blair,
Mr. Hancock, } *Tellers.*

Noes, 22.

Mr. Beaver,
Mr. C. Campbell,
Mr. D. S. Campbell,
Mr. Davis,
Mr. Gavan Duffy,
Mr. Ebden,
Mr. Fyfe,
Mr. Haines,
Mr. Heales,
Mr. Johnson,
Mr. Langlands,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Mr. Ricardo,
Mr. Service,
Mr. Smith,
Mr. Wilkie,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Ireland,

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 23.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

Extracted from the Minutes.

Session 1856-7.

THURSDAY, 24TH SEPTEMBER, 1857.

No. 1.—*Railway Loan Bill.*—Clause I.

It shall be lawful for the Governor in Council from time to time or at any time to cause to be made out and issued debentures secured upon the consolidated revenues of Victoria for such sum or sums of money not exceeding eight million pounds sterling in the whole as may be required for the several purposes hereinafter more particularly expressed (that is to say)

For the repayment of advances made or to be made from the consolidated revenue of Victoria towards the construction of the line of railway between Melbourne and Williamstown and towards the purchase of rails chairs railway plant and other materials

For the "construction" of two lines of railway (that is to say)

One line from Melbourne to Sandhurst *via* Castlemaine and one line from Geelong to Ballarat.

Provided however that the proportion of the said loan which shall be expended in each financial year during the period aforesaid shall be determined by a resolution of the Legislative Assembly.

Amendment proposed—That all the words after the word "construction" occurring in the tenth line of the above clause be omitted, with a view to insert the following words, "of railways in Victoria."—(*Mr. Wilkie.*)

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

Committee divided.

Ayes, 17.

- Mr. Davis,
- Mr. Ebden,
- Mr. Fellows,
- Mr. Fyfe,
- Mr. Grant,
- Mr. Haines,
- Mr. Hancock,
- Mr. Heales,
- Mr. Johnson,
- Mr. McCulloch,
- Mr. Michie,
- Mr. Moore,
- Mr. Myles,
- Charles Read,
- Mr. Wills,
- Mr. Brooke,
- Mr. D. S. Campbell, } *Tellers.*

Noes, 6.

- Mr. Greeves,
- Mr. Hughes,
- Mr. Lalor,
- Mr. Wilkie,
- Mr. Adamson,
- Mr. Service, } *Tellers.*

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 24.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 29TH SEPTEMBER, 1857.

No. 1.—*Main Trunk Railways Bill.*—Clause I.—It shall be lawful “for the commissioners of “railways” to make and maintain a railway commencing at the City of Melbourne and terminating at the River Murray in the line and upon the lands described in the schedule to this Act annexed and marked A and delineated in plans deposited with the clerk of the Legislative Assembly and all proper works and conveniences in connection therewith and to enter upon take and use such lands as shall be necessary for such purposes.

Motion made—That the words “for the commissioners of railways” occurring in the first and second lines of this clause be struck out.—(*Capt. Clarke.*)

Question—That the words proposed to be omitted stand part of the clause—put.
Assembly divided.

Ayes, 15.
Mr. Adamson,
Mr. Blair,
Mr. Brooke,
Mr. Grant,
Mr. Harker,
Mr. Horne,
Mr. Ireland,
Mr. O'Shanassy,
Dr. Owens,
Mr. Phelan,
Charles Read,
Mr. Ricardo,
Mr. Wilkie,
Mr. Greaves, } *Tellers.*
Mr. Humffray, }

Noes, 19.
Mr. Beaver,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebdon,
Mr. Fellows,
Mr. Fyfe,
Mr. Haines,
Mr. Heales,
Mr. Lalor,
Mr. Langlands,
Mr. Michie,
Mr. Myles,
Mr. Quarterman,
Mr. Sitwell,
Mr. Smith,
Mr. Wills,
Mr. McCulloch, } *Tellers.*
Mr. Service, }

No. 2.—Clause III.

The construction of such railways shall be commenced and carried on simultaneously.

Motion made—That the words “as far as practicable” be added to the above clause.—
(*Mr. Humffray.*)

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

Ayes, 17.

Mr. Brooke,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Ebden,
 Mr. Fyfe,
 Mr. Haines,
 Mr. Humffray,
 Mr. Ireland,
 Mr. McCulloch,
 Mr. Myles,
 Mr. Quarterman,
 Charles Read,
 Mr. Sitwell,
 Mr. Wills,
 Mr. Service, } *Tellers.*
 Mr. Fellows, }

Noes, 17.

Mr. Adamson,
 Mr. Beaver,
 Mr. Davis,
 Mr. Grant,
 Mr. Greeves,
 Mr. Harker,
 Mr. Heales,
 Mr. Horne,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Michie,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Wilkie,
 Mr. Blair, } *Tellers.*
 Dr. Owens, }

The tellers having declared the numbers for the ayes and the noes to be respectively 17, or equal, the Chairman gave his vote for the ayes.

No. 3.—Clause III.

The construction of such railways shall be commenced and carried on simultaneously as far as practicable.

Motion made and question put—That the clause, as amended, stand part of the Bill.—(*Capt. Clarke.*)

Committee divided.

Ayes, 10.

Mr. C. Campbell,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Fyfe,
 Mr. Humffray,
 Mr. Myles,
 Mr. Quarterman,
 Mr. Wills,
 Mr. Brooke, } *Tellers.*
 Charles Read, }

Noes, 24.

Mr. Adamson,
 Mr. Beaver,
 Mr. Blair,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Haines,
 Mr. Harker,
 Mr. Heales,
 Mr. Horne,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. O'Shanassy,
 Mr. Phelan,
 Mr. Service,
 Mr. Sitwell,
 Mr. Wilkie,
 Mr. Grant, } *Tellers.*
 Dr. Owens, }

 WEDNESDAY, 30TH SEPTEMBER,
No. 4.—*Railway Loan Bill.*—Clause I.

It shall be lawful for the Governor in Council from time to time or at any time to cause to be made out and issued debentures secured upon the consolidated revenues of Victoria for such sum or sums of money not exceeding eight million pounds sterling in the whole as may be required for the several purposes hereinafter more particularly expressed (that is to say)

For the repayment of advances made or to be made from the consolidated revenue of Victoria towards the construction of the line of railway between Melbourne and Williamstown and towards the purchase of rails chairs railway plant and other materials

For the "construction" of two lines of railway (that is to say)

One line from Melbourne by way of Castlemaine to Sandhurst with a view to its ultimate extension to the River Murray and one line from Geelong to Ballaarat

For the purchase of rails chairs rolling stock railway plant and other materials requisite for the said lines of railway.

Motion made and question put—That after the word "construction" occurring in the tenth line of this clause the following words be inserted, "of lines of railway in Victoria "under the direction of the Legislature."—(*Mr. Greeves.*)

Committee divided.

Ayes, 10.
Mr. Adamson,
Mr. Blair,
Dr. Evans,
Mr. Greeves,
Mr. Lalor,
Mr. Phelan,
Mr. Smith,
Mr. Wilkie,
Mr. Harker, } *Tellers.*
Mr. Hughes, }

Noes, 19.
Mr. Brooke,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Ebden,
Mr. Haines,
Mr. Heales,
Mr. Horne,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Charles Read,
Mr. Service,
Mr. Wills,
Mr. Humffray, } *Tellers.*
Mr. Ireland, }

No. 5.—Clause II.

All debentures made out and issued under this Act shall be divided into two classes and shall bear interest at the rate of six pounds per centum per "annum" payable half-yearly and shall be redeemable at the expiration of twenty-five years from the date thereof.

Motion made and question put—That after the word "annum" in the second line of this clause the following words be inserted, "on the sum mentioned therein"—(*Mr. Greeves.*)

Committee divided.

Ayes, 8.
Mr. Adamson,
Mr. Ebden,
Dr. Evans,
Mr. Greeves,
Mr. Haines,
Mr. Lalor,
Mr. Blair, } *Tellers.*
Mr. Brooke, }

Noes, 21.*
Mr. C. Campbell,
Mr. D. S. Campbell,
Capt. Clarke,
Mr. Davis,
Mr. Grant,
Mr. Harker,
Mr. Heales,
Mr. Horne,
Mr. Langlands,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Myles,
Mr. O'Shanassy,
Mr. Phelan,
Charles Read,
Mr. Service,
Mr. Smith,
Mr. Wilkie,
Mr. Wills,
Mr. Humffray, } *Tellers.*
Mr. Ireland, }

* *Sic* in original.

THURSDAY, 1st OCTOBER.

No. 6.—*Electoral Act Amendment Bill.*—Clause XII.

Notwithstanding anything hereinbefore contained no person shall be entitled to vote in the election of members of the Legislative Council or Legislative Assembly unless he shall have been duly registered according to the provisions hereinafter contained and no person shall be registered in any year in respect of his estate or interest in any lands or tenements as a freeholder unless he shall have been in the actual possession thereof for his own use for six months at least next previous to the first day of January in such year and no person shall be so registered in any year in respect of any lands or tenements held by him as such lessee or assignee or as such occupier and tenant as aforesaid unless he shall have been in the actual possession thereof or in the receipt of the rents and profits thereof for his own use as the case may require for twelve months next previous to the first day of January in such year and no person shall be so registered in any year in respect of any of the said qualifications of which residence forms a part unless he shall have been so resident for six months next previous to the first day of January in such year and no person who shall attain the age of twenty-one years after the twenty-third day of November next after the passing hereof shall be so registered unless he shall be able to read and write.

Question proposed—That this clause be struck out.—(*Mr. Haines.*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again on the third day of November next.—(*Mr. Heales.*)

Committee divided.

Ayes, 7.
 Mr. Baragwanath,
 Mr. Haines,
 Mr. O'Shanassy,
 Mr. Phelan,
 Charles Read,
 Mr. Humfray, } *Tellers.*
 Mr. Myles, }

Noes, 27.
 Mr. Beaver,
 Mr. Blair,
 Capt. Clarke,
 Mr. Davis,
 Mr. Ebdon,
 Dr. Embling,
 Dr. Evans,
 Mr. Fellows,
 Dr. Greeces,
 Mr. Harker,
 Mr. Heales,
 Mr. Hughes,
 Mr. Johnson,
 Mr. Lalor,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Sargood,
 Mr. Service,
 Mr. Smith,
 Mr. Snodgrass,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Wood,
 Mr. Adamson, } *Tellers.*
 Mr. Ireland, }

No. 7.—Clause XII.

Notwithstanding anything hereinbefore contained no person shall be entitled to vote in the election of members of the Legislative Council or Legislative Assembly unless he shall have been duly registered according to the provisions hereinafter contained and no person shall be registered in any year in respect of his estate or interest in any lands or tenements as a freeholder unless he shall have been in the actual possession thereof for his own use for six months at least next previous to the first day of January April July or October in such year and no person shall be so registered in any year in respect of any lands or tenements held by him as such lessee or assignee or as such occupier and tenant as aforesaid unless he shall have been in the actual possession thereof or in the receipt of the rents and profits thereof for his own use as the case may require for six months next previous to the first day of January April July or October in such year and no person shall be so registered in any year in respect of any of the said qualifications of which residence forms a part unless he shall have been so resident for two months next previous to the first day of January April July or October in such "year" and no person who shall attain the age of twenty-one years after the twenty-third day of November next after the passing hereof shall be so registered unless he shall be able to read and write.

Amendment proposed—That all the words after the word "year" in the fourteenth line of this clause be struck out.—(*Mr. Harker.*)

Question—That the words proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 20.	Noes, 18.
Mr. Adamson,	Mr. Baragwanath,
Mr. Beaver,	Mr. Brooke,
Capt. Clarke,	Dr. Evans,
Mr. Davis,	Mr. Harker,
Mr. Ebden,	Mr. Hughes,
Dr. Embling,	Mr. Humfray,
Mr. Fellows,	Mr. Johnson,
Dr. Greeves,	Mr. Myles,
Mr. Haines,	Mr. O'Shanassy,
Mr. Heales,	Dr. Owens,
Mr. Lalor,	Mr. Phelan,
Mr. Langlands,	Mr. Quarterman,
Mr. Michie,	Charles Read,
Mr. Moore,	Mr. Wilkie,
Mr. Sargood,	Mr. Wills,
Mr. Service,	Mr. Wood,
Mr. Smith,	Mr. Blair, } <i>Tellers.</i>
Mr. Syme,	Mr. Snodgrass, }
Mr. McCulloch, } <i>Tellers.</i>	
Mr. Ireland,	

No. 8.—Further amendment proposed—That the words “if he be not prevented by physical infirmity” be added to the above clause.—(*Mr. Wood.*)

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

Ayes, 10.	Noes, 27.
Mr. Baragwanath,	Mr. Adamson,
Mr. Greeves,	Mr. Beaver,
Mr. Heales,	Mr. Blair,
Mr. Myles,	Mr. Brooke,
Mr. Phelan,	Capt. Clarke,
Mr. Quarterman,	Mr. Davis,
Charles Read,	Mr. Ebden,
Mr. Snodgrass,	Dr. Evans,
Mr. Hughes, } <i>Tellers.</i>	Mr. Fellows,
Mr. Wood, }	Mr. Haines,
	Mr. Harker,
	Mr. Humfray,
	Mr. Johnson,
	Mr. Ireland,
	Mr. Langlands,
	Mr. McCulloch,
	Mr. Michie,
	Mr. Moore,
	Mr. O'Shanassy,
	Mr. Sargood,
	Mr. Service,
	Mr. Smith,
	Mr. Syme,
	Mr. Wilkie,
	Mr. Wills,
	Dr. Embling, } <i>Tellers.</i>
	Dr. Owens, }

FRIDAY, 2ND OCTOBER.

No. 9.—*Electoral Act Amendment Bill.*—Proposed new clause—

The several registrars appointed under the provisions of this Act shall deliver to every person applying for the same free of cost a paper in the forms contained in the schedules second and fifth to this Act for the purpose of enabling him to give notice of his claim or objection under this Act.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 14.

Mr. Foster,
 Mr. Harker,
 Mr. Ireland,
 Mr. Langlands,
 Mr. Myles,
 Mr. O'Shanassy,
 Dr. Owens,
 Mr. Phelan,
 Mr. Ricardo,
 Mr. Snodgrass,
 Mr. Wilkie,
 Mr. Wood,
 Mr. Brooke, }
 Charles Read, } *Tellers.*

Noes, 18.

Mr. Beaver,
 Mr. D. S. Campbell,
 Capt. Clarke,
 Mr. Ebdon,
 Dr. Evans,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Haines,
 Mr. Heales,
 Mr. Lalor,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Quarterman,
 Mr. Sargood,
 Mr. Smith,
 Mr. Adamson, }
 Mr. Davis, } *Tellers.*

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 25.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

Extracted from the Minutes.

Session 1856-7.

WEDNESDAY, 4TH NOVEMBER, 1857.

No. 1.—Mr. Henry Matson.

Motion made and question put—That in the opinion of this Committee it is expedient that an Address be presented to His Excellency the Governor, praying His Excellency to place a sum of £2000 on the Estimates, in full liquidation of the claim of Mr. Henry Matson, for land and injury sustained.—(*Mr. Horne*)

Committee divided.

Ayes, 13.
 Mr. Adamson,
 Mr. Blair,
 Mr. C. Campbell,
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Horne,
 Mr. Hughes,
 Mr. Lalor,
 Mr. Langlands,
 Mr. Phelan,
 Mr. Wood,
 Mr. Greeves, } *Tellers.*
 Mr. Wilkie,

Noes, 7.
 Mr. Ebdon,
 Mr. Harker,
 Mr. Heales,
 Mr. Michie,
 Mr. Moore,
 Mr. McCulloch, } *Tellers.*
 Mr. Service,

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 26.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.*Extracted from the Minutes.***Session 1856-7.**TUESDAY, 10TH NOVEMBER.

No. 1.—Mr. John Snowball.

Motion made—That the following sums be paid to Mr. Snowball as compensation for losses sustained by him in the matter of his petition :—

(1.) For two years' interest on the amount of purchase money, £1,136 5s. 8d. at 10 per cent. :—£227 4s.—(*Mr. Harker.*)Amendment proposed—That the words £1,136 5s. 8d. occurring in the third line of the above resolution be omitted with a view to insert the following words, "£227 10s." in place thereof.—(*Mr. Ebden.*)

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

Committee divided.

Ayes, 8.

Mr. Harker,
Mr. Humfray,
Mr. Lalor,
Dr. Owens,
Mr. Phelan,
Mr. Wilkie,
Mr. Langlands, } *Tellers.*
Mr. Ricardo, }

Noes, 14.

Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. McCulloch,
Mr. Michie,
Mr. Moore,
Mr. Service,
Mr. Sitwell,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Adamson, } *Tellers.*
Mr. Wood, }

No. 2.—Motion made and question put—That the sum of £87 be paid to Mr. Snowball, for eighteen months' interest on £580 expended in erecting a house.—(*Mr. Harker.*)

Committee divided.

Ayes, 9.

Mr. Harker,
Mr. Lalor,
Dr. Owens,
Mr. Phelan,
Mr. Ricardo,
Mr. Service,
Mr. Wilkie,
Mr. Humfray, } *Tellers.*
Mr. Langlands, }

Noes, 13.

Mr. D. S. Campbell,
Mr. Davis,
Mr. Ebden,
Mr. Fellows,
Mr. Michie,
Mr. Moore,
Mr. Sitwell,
Mr. Smith,
Mr. Ware,
Mr. Wills,
Mr. Wood,
Mr. Adamson, } *Tellers.*
Mr. McCulloch, }

No. 3.—Motion made and question put—That a sum of £250 be paid to Mr. Snowball as compensation for loss of time in prosecuting his claim.—(*Mr. Harker.*)

Committee divided.

Ayes, 5.
 Mr. Phelan,
 Mr. Service,
 Mr. Wilkie,
 Mr. Humfray, }
 Mr. Langlands, } *Tellers.*

Noes, 17.
 Mr. D. S. Campbell,
 Mr. Davis,
 Mr. Ebden,
 Mr. Fellows,
 Mr. Harker,
 Mr. Lalor,
 Mr. Michie,
 Mr. Moore,
 Dr. Owens,
 Mr. Ricardo,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Ware,
 Mr. Wills,
 Mr. Wood,
 Mr. Adamson, }
 Mr. McCulloch, } *Tellers.*

WEDNESDAY, 11TH NOVEMBER, 1857.

No. 4.—*Supervision of Railways Bill.*—Clause I.—

I. That it shall be lawful for the Board of Land and Works at all times to make inspection of, and to exercise supervision over, all railways whatsoever for the purpose of carrying into effect the provisions of this Act, or of any other Act, and when they shall think so fit to authorize any proper person or persons to inspect any railway, and such person so authorized may at all reasonable times enter upon and examine the railway, and the stations, works, buildings and lands, and the engines and carriages belonging thereto, and such power of supervision, inspection and examination, shall apply as well to railways heretofore as to those hereafter to be authorized by parliament, and shall embrace the traffic and accounts of the company, or of any amalgamated companies, and the Board and any person authorized by them, to make such inspection or examination, may hear, receive and examine evidence, and require the production of plans, books and other documents, and exercise all such other powers and authority as may be required for the due discharge of their respective offices. Provided always that any person demanding to make such inspection shall produce to the company to whom such railway belongs his authority if required.

Motion made and question put—That the Chairman do report progress and ask leave to sit again.—(*Dr. Evans.*)

Committee divided.

Ayes, 11.
 Mr. D. S. Campbell,
 Dr. Evans,
 Mr. Fyfe,
 Mr. Myles,
 Chas. Read,
 Mr. Ware,
 Mr. Wilkie,
 Mr. Wills,
 Mr. Wood,
 Mr. Brooke, }
 Mr. Adamson, } *Tellers.*

Noes, 11.
 Mr. C. Campbell,
 Mr. Ebden,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Langlands,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Service,
 Capt. Clarke, }
 Mr. Hancock, } *Tellers.*

The tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 11 or equal, the Chairman gave his vote for the "Noes," because after the interposition of another question the Committee might again decide the question and declared the question to have passed in the negative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 27.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

*Extracted from the Minutes.***Session 1856-7.**

TUESDAY, 17TH NOVEMBER, 1857.

No. 1.—*Refreshment Rooms—Report from Committee—Par. 4.*—And that notice be given to Mr. Thomas to quit the stables within one month.

Motion made and question put—That this Resolution be agreed to.—(*Mr. Findlay.*)

Committee divided.

Ayes, 12.
 Mr. Davis,
 Mr. Ebden,
 Dr. Evans,
 Mr. Fellows,
 Mr. Greeves,
 Mr. Haines,
 Mr. Horne,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Moore,
 Mr. Sargood,
 Mr. Findlay, *Teller.**

Noes, 12.
 Mr. Brooke,
 Capt. Clarke,
 Dr. Embling,
 Mr. Harker,
 Mr. Hughes,
 Mr. Ireland,
 Mr. Lalor,
 Mr. Service,
 Mr. Sitwell,
 Mr. Smith,
 Mr. Heales, } *Tellers.*
 Dr. Owens, }

(* *Sic* in orig.)

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 12 or equal, the Chairman gave his vote for the "Noes," as another resolution on the subject could be brought forward, and declared the question to have passed in the negative.

