

VICTORIA - MINUTES OF THE PROCEEDINGS OF THE LEG. COUNCIL SESSION 1940



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MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL

SESSION 1940.

By Authority:

H. E. DAW, GOVERNMENT PRINTER, MELBOURNE.

98009

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 1.

WEDNESDAY, 1ST MAY, 1940.

1. The Council met pursuant to the Proclamation of His Excellency the Governor, bearing date the second day of April, 1940, which Proclamation was read by the Clerk and is as follows:—

FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE THIRTY-FOURTH PARLIAMENT OF VICTORIA.

PROCLAMATION

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

I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation fix Wednesday, the first day of May, 1940, as the time for the commencement and holding of the First Session of the Thirty-fourth Parliament of Victoria, for the despatch of business, at the hour of Eleven o'clock in the forenoon, in the Parliament Houses, situate in Spring-street, in the City of Melbourne: And the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this second day of April, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

A. A. DUNSTAN,

Premier.

GOD SAVE THE KING!

The Honorable Mr. Justice Macfarlan, the Commissioner from His Excellency the Governor appointed to open the Parliament, having been introduced to the Council Chamber by the Usher, His Honour desired the Usher to request the presence of the Members of the Legislative Assembly to hear the Commission read for the commencement and holding of this present Session of the Parliament.

The Members of the Legislative Assembly having presented themselves, the Honorable Mr. Justice Macfarlan said—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

MEMBERS OF THE LEGISLATIVE ASSEMBLY:

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

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

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

WHEREAS by Proclamation issued the second day of April, One thousand nine hundred and forty, by His Excellency Major-General Sir WINSTON JOSEPH DUGAN, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Companion of Our Most Honorable Order of the Bath, Companion of Our Distinguished Service Order, Governor of Our State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., Wednesday, the first day of May, One thousand nine hundred and forty, was fixed as the time for the commencement and holding of the next Session of Our Parliament of Victoria, at the hour of Eleven o'clock in the forenoon, in the Parliament Houses, in the City of Melbourne : And forasmuch as for certain causes the said SIR WINSTON JOSEPH DUGAN cannot conveniently be present in person in Our said Parliament at that time : Now KNOW YE THAT WE trusting in the discretion, fidelity, and care of Our trusty and well-beloved the Honorable SIR JAMES ROSS MACFARLAN, Knight, Judge of Our Supreme Court of the State of Victoria, do give and grant by the tenor of these presents unto the said SIR JAMES ROSS MACFARLAN, full power in Our name to begin and hold the said Session of Our said Parliament, and to do everything which for and by Us, or the said SIR WINSTON JOSEPH DUGAN, shall be there to be done ; commanding also by the tenor of these presents all whom it may concern to meet Our said Parliament, and the said SIR JAMES ROSS MACFARLAN that he diligently attend in the premises and form aforesaid. In testimony whereof We have caused the Seal of Our said State to be hereunto affixed.

Witness Our trusty and well-beloved Major-General Sir WINSTON JOSEPH DUGAN, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Companion of Our Most Honorable Order of the Bath, Companion of Our Distinguished Service Order, Governor of Our State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., at Melbourne in Our said State this thirtieth day of April, One thousand nine hundred and forty, and in the fourth year of Our reign.

WINSTON DUGAN.

By His Excellency's Command,

A. A. DUNSTAN.

Premier.

Entered on Record by me in the Register of Patents,
Book 31, page 189, this thirtieth day of April,
One thousand nine hundred and forty.

L. CHAPMAN, Under-Secretary.

Then the Honorable Mr. Justice Macfarlan said—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MEMBERS OF THE LEGISLATIVE ASSEMBLY :

I have it in command from His Excellency to let you know that, later this day, His Excellency will declare to you in person, in this place, the causes of his calling this Parliament together ; and, Members of the Legislative Assembly, as it is necessary before you proceed to the despatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your Chamber, will proceed to the choice of a proper person to be Speaker.

The Members of the Legislative Assembly then withdrew.

The Commissioner withdrew.

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

3. DECLARATIONS OF MEMBERS.—The Honorables the President, Sir William Angliss, J. M. Balfour, W. J. Beckett, G. Bolster, G. L. Chandler, A. Crofts, J. H. Disney, Sir George Goudie, Sir John Harris, P. P. Inchbold, J. P. Jones, J. A. Kennedy, E. L. Kiernan, R. Kilpatrick, A. J. Pittard, H. Pye, M. Saltau, G. J. Tuckett, and W. Tyner severally delivered to the Clerk the Declaration required by the fifty-fifth section of the Act No. 3660, as hereunder set forth :—

“In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, FRANCIS GRENVILLE CLARKE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment ; and further, that such lands or tenements are situate in the municipal district of Prahran and are known as 28 Jackson-street, Toorak, being part of Crown Portion 14, parish of Prahran, county of Bourke.*

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of the said municipality upon a yearly value of £65.

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

“FRANK CLARKE.”

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM CHARLES ANGLISS*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Melbourne, and are known as part of allotment 6, section 24, city of Melbourne, parish of North Melbourne, county of Bourke, and being the whole of the land comprised in certificate of title, volume 3701, folio 740157.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of the said municipality upon a yearly value of £720.

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

"W. ANGLISS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JAMES MILLER BALFOUR*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of City of Fitzroy and are known as 166 Nicholson-street, Fitzroy.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of City of Fitzroy are rated in the rate-book of the said municipality upon a yearly value of £60.

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

"J. M. BALFOUR."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM JAMES BECKETT*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of St. Kilda, and are known as 'Aloha,' Shakespeare-grove.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of St. Kilda are rated in the rate-book of the said municipality upon a yearly value of £130.

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

"W. J. BECKETT."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GEORGE BOLSTER*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Ballarat, and are known as 126 Barkly-street, Ballarat.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Ballarat are rated in the rate-book of the said municipality upon a yearly value of £52.

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

"GEORGE BOLSTER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GILBERT LAWRENCE CHANDLER*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Ferntree Gully, and are known as property situate at corner of Boronia and Forest-roads, Boronia.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Ferntree Gully are rated in the rate-book of the said municipality upon a yearly value of £120.

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

"G. L. CHANDLER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, ARCHIBALD CROFTS*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of South Melbourne, and are known as 468 St. Kilda-road, Melbourne.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of South Melbourne are rated in the rate-book of the said municipality upon a yearly value of £300.

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

"A. CROFTS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JAMES HERBERT DISNEY*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of South Melbourne, and are known as Nos. 27 and 28 Ferrers-place, South Melbourne.

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

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

"JAS. H. DISNEY."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GEORGE LOUIS GOUDIE*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Caulfield, and are known as 49 Elizabeth-street, Elsternwick.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of the said municipality upon a yearly value of £83.

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

"GEO. L. GOUDIE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JOHN RICHARDS HARRIS*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Rutherglen, and are known as Lots 23 to 26 on Lodged Plan 2894, Lots 2, 4, and 7 to 15 on Lodged Plan 3861, and part of Lots 2, 3, and 4 of section 21, being 103 acres of land in the Parish of Carlyle.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Rutherglen are rated in the rate-book of the said municipality upon a yearly value of £45.

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

"JOHN R. HARRIS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, PERCIVAL PENNELL INCHBOLD*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of the Borough of Wangaratta, and are known as 'Whitwell,' 18 Docker-street, Wangaratta.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of the Borough of Wangaratta are rated in the rate-book of the said municipality upon a yearly value of £56.

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

"P. P. INCHBOLD."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JOHN PERCY JONES*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Melbourne, and are known as 16 to 22, 24, and 26 Patrick-street, Melbourne.

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

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

" J. P. JONES."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JAMES ARTHUR KENNEDY*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Brighton, and are known as 28 Cosham-street, Brighton, certificate of title volume 4486, folio 897116.

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

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

" J. A. KENNEDY."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, ESMOND LAWRENCE KIERNAN*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Heidelberg, and are known as house and land in Heidelberg-road, Ivanhoe.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Heidelberg are rated in the rate-book of the said municipality upon a yearly value of £75.

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

" ESMOND L. KIERNAN."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, RICHARD KILPATRICK*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Shepparton, and are known as—(i) Lots Nos. 9, 10, and 11 on plan of subdivision and part of Crown allotments 5A, 5B, 6B, parish of Shepparton, county of Moira, more particularly described in certificate of title, volume 3106, folio 621176; (ii) land and offices, Wyndham-street, Shepparton, in which the business of Kilpatrick, McLellan and Co. is carried on, being part of Crown allotments 1 and 1A, section E, township and parish of Shepparton, county of Moira, and being the land more particularly described in certificate of title, volume 982, folio 196309; (iii) land and dwelling-house situate 60 Corio-street and being part of Crown allotment 16, township and parish of Shepparton, county of Moira.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Shepparton are rated in the rate-book of the said municipality upon a yearly value of £167.

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

" R. KILPATRICK."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, ALFRED JAMES PITTARD*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Ballarat, and are known as business premises, 313 Sturt-street, and business premises, 317 Sturt-street.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Ballarat are rated in the rate-book of the said municipality upon a yearly value of £472.

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

"ALF. J. PITTARD."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, HENRY PYE*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Shire of Swan Hill, and are known as house and shops in Campbell-street, Swan Hill, numbered 1502, 1503, 1504, and 1508 in the rate-book.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Shire of Swan Hill are rated in the rate-book of the said municipality upon a yearly value of £373.

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

"HENRY PYE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, MARCUS SALTAU*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Prahran, and are known as part of Crown portion 18, parish of Prahran, county of Bourke, and more particularly described in certificate of title, volume 4940, folio 987927.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of the said municipality upon a yearly value of £220.

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

"M. SALTAU."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GEORGE JOSEPH TUCKETT*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Numurkah, and are known as allotments 6, 7, 8, 9, 10, and part of allotment 11 of section D, parish of Yalca.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Numurkah are rated in the rate-book of the said municipality upon a yearly value of £460.

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

"GEO. J. TUCKETT."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM TYNER*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Caulfield, and are known as 70 Hawthorn-road, Caulfield.

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

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

"WILLIAM TYNER."

4. DECLARATIONS OF MEMBERS.—The Honorables P. J. Clarey, W. H. Edgar, C. P. Gartside, Paul Jones, P. J. Kennelly, Lieut.-Colonel G. V. Lansell, J. H. Lienhop, G. S. McArthur, W. MacAulay, D. L. McNamara, H. H. Olney, and L. R. Rodda severally delivered to the Clerk the Declaration required by the fifty-fifth section of the Act No. 3660, as hereunder set forth:—

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, PERCY JAMES CLAREY*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly

value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Caulfield, and are known as 'Boomerang,' 692 Inkerman-road.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of the said municipality upon a yearly value of £63.

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

"P. J. CLAREY."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM HASLAM EDGAR*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Camberwell, and are known as 'Bingley,' 520 Burke-road, Camberwell.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Camberwell are rated in the rate-book of the said municipality upon a yearly value of £120.

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

"WILLIAM HASLAM EDGAR."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, CHARLES PERCIVAL GARTSIDE*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Dandenong, and are known as my homestead, Centre Dandenong-road, Dingley.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Dandenong are rated in the rate-book of the said municipality upon a yearly value of £130.

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

"C. P. GARTSIDE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, PAUL JONES*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal districts of Richmond and Prahran, and are known as 68-72 Lord-street, Richmond, and 10 Clarke-street, Prahran.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Richmond are rated in the rate-book of the said municipality upon a yearly value of £100, and that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of the said municipality upon a yearly value of £60.

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

"PAUL JONES."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, PATRICK JOHN KENNELLY*, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of South Melbourne and are known as 164-166 Nelson-road, South Melbourne.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of South Melbourne are rated in the rate-book of the said municipality upon a yearly value of £64.

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

"P. J. KENNELLY."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GEORGE VICTOR LANSELL*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Bendigo, and are known as 'Denderah,' View Hill, Bendigo.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Bendigo are rated in the rate-book of the said municipality upon a yearly value of £250.

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

" GEO. V. LANSELL."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JOHN HERMAN LIENHOP*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Bendigo, and are known as No. 296 Williamson-street, Bendigo, and No. 23 Pyke-street, Bendigo.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Bendigo are rated in the rate-book of the said municipality upon a yearly value of £180.

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

" J. H. LIENHOP."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GORDON STEWART MCARTHUR*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Hampden, and are known as 'Meningoort,' Camperdown.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Hampden are rated in the rate-book of the said municipality upon a yearly value of £1,260.

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

" G. S. MCARTHUR."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM MACAULAY*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Alberton, and are known as 'Albert Valley,' being allotments 21, 21A, 21B, 22, and 90, parish of Binginwarri.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Alberton are rated in the rate-book of the said municipality upon a yearly value of £184.

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

" WM. MACAULAY."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, DANIEL LAURENCE MCNAMARA*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Caulfield, and are known as house and land known as 'Iona,' Talbot-avenue, East St. Kilda.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of the said municipality upon a yearly value of £53.

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

" D. L. MCNAMARA."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, HERBERT HORACE OLNEY, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Heidelberg, and are known as 'Yenlo' and 'Tarrangower' Flats, Westley-avenue and Ivanhoe-parade, Ivanhoe.

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

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

"H. H. OLNEY."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, LEONARD ROY RODDA, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Wimmera, and are known as allotments 51A, 52, and 66 to 73 inclusive, parish of Bungalally.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Wimmera are rated in the rate-book of the said municipality upon a yearly value of £340.

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

"L. R. RODDA."

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

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

MR. PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have summoned you to meet, as soon as possible after the General Election of members of the Legislative Assembly, for the consideration of public business.

My Ministers regard the successful prosecution of the war as of paramount importance, and in all their deliberations and activities will give precedence to matters which will assist this object. The Victorian Government will continue to work in close co-operation with the Commonwealth Government in all necessary war measures.

Because of the war my Ministers do not intend to introduce a lengthy programme of legislation during the present session, and they propose to avoid as far as possible dealing with highly controversial matters. The opportunity will be taken, however, to consolidate by administration, and, where necessary, by legislation, the progress made as the result of the beneficial measures which have been placed on the Statute Book during the last few years.

On account of abnormal conditions it is unlikely that the small surplus for the current financial year anticipated in the Budget last August will be realized. Variations in revenue and expenditure, due to war conditions and the coal strike, are adversely affecting the financial position.

Generally, seasonal conditions have been satisfactory. The wheat harvest of approximately 46 million bushels was well over the average. Dairy production continues at a high level, and a record output of butter and cheese is expected. Wool and meat production has been satisfactorily maintained. As the result of the luxuriant growth that followed generous rains, fodder reserves in most parts of the State have been built up to an unusually high level. Unfortunately, a dry summer adversely affected the potato, maize, onion, apple, and beet crops.

Disturbed world conditions have seriously affected the marketing of our primary products. As a consequence, costs of production have not been covered by the returns so far received by a great number of the primary producers in Victoria with the result that many of them are experiencing considerable difficulty in meeting their financial obligations.

My advisers believe that, even at this stage of the war, preparations should be made to minimize the adverse economic effects which will undoubtedly follow the cessation of hostilities. They therefore intend to initiate considerable research in relation to land settlement and marketing, the probable displacement of labour during and after the war, and the nature and extent of reproductive works which should be undertaken.

My Ministers will submit immediately legislation to provide sick leave with pay to daily-paid employees of the Railway Department with more than two years' continuous service.

Other measures to be introduced early in the Session will relate to Melbourne Harbor Trust (Tolls); Mildura Irrigation and Water Trusts; Fisheries; Statute Law Revision; Survey Co-ordination; Grain Elevators; and special financial provision for urgent deferred maintenance and renewal works in connexion with our State Schools.

Later in the Session my Ministers will introduce a Bill to provide further protection to the public in respect of Life Assurance policies.

In view of the inability of settlers in the various irrigation and water supply districts to pay the large accumulation of arrears of water rates and interest, legislation will be brought forward to write off the arrears of interest and to consolidate the remaining debt, the repayment of which will be spread over a period of years.

A Bill to provide for the establishment of a Tribunal to deal with matters relating to the Public Service and the Teaching Service will be placed before you.

A Bill dealing with the co-ordination of transport will be introduced.

It is proposed to submit legislation providing for the establishment of a Metropolitan Traffic Court.

Among other measures to be considered during the Session will be Bills relating to :—

Margarine ;
The Melbourne and Metropolitan Board of Works ;
The Legal Profession ;
Probate Duties ;
Local Government ;
Amalgamated Freezing Companies ;
Boiler Inspection ;
Goods (Trading Coupons) ;
Dairy Produce.

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY :

A Supply Bill for July, 1940, will be brought forward at an early date.

The Estimates of Expenditure for the financial year 1940-41 will in due course be laid before you.

MR. PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY :

I now leave you to your deliberations in the earnest hope that, with the blessing of Divine Providence, your work may advance the interests of the State.

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

The Legislative Assembly then withdrew.

6. The President resumed the Chair.

7. STATUTE LAW REVISION BILL.—On the motion of the Honorable Sir John Harris, a Bill to revise the Statute Law and for other purposes was read a first time, ordered to be printed and to be read a second time on Tuesday next.

8. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President laid upon the Table the following Warrant appointing the Committee of Elections and Qualifications :—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of *The Constitution Act Amendment Act 1928* I do hereby appoint—

The Honorable Sir Alan Currie,
The Honorable Clifden Henry Andrews Eager,
The Honorable Sir George Goudie,
The Honorable Sir John Harris,
The Honorable John Percy Jones,
The Honorable Gordon Stewart McArthur, and
The Honorable Daniel Laurence McNamara

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

Given under my hand this first day of May, One thousand nine hundred and forty.

FRANK CLARKE,

President of the Legislative Council.

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

LEGISLATIVE COUNCIL—VICTORIA.

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

The Honorable Sir William Angliss,
The Honorable James Herbert Disney,
The Honorable Richard Kilpatrick, and
The Honorable Marcus Saltau

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

Given under my hand this first day of May, One thousand nine hundred and forty.

FRANK CLARKE,

President of the Legislative Council.

10. MILDURA IRRIGATION AND WATER TRUSTS BILL.—On the motion of the Honorable Sir George Goudie, a Bill to amend the Mildura Irrigation and Water Trusts Acts was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday next.

11. PAPERS.—The Honorable Sir John Harris presented, by command of His Excellency the Governor—
Bribery Allegations.—Report of the Royal Commission appointed to inquire into allegations of bribery in connexion with the Money Lenders Bill 1938 and the Milk Board Bill 1939.
Ordered to lie on the Table.

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

Administration and Probate Act 1928 and Supreme Court Act 1928—Amendment of Probate and Administration Rule No. 12A.

Apprenticeship Acts—Apprenticeship Commission of Victoria—
Amendment of Boilermaking and/or Steel Construction Trades Regulations (No. 2).
Amendment of Electrical Trades Regulations (No. 3).
Amendment of Engineering Trades Regulations (No. 2).
Amendment of Motor Mechanics Regulations (No. 2).
Amendment of Moulding Trades Regulations (No. 2).
Amendment of Sheet Metal Trade Regulations (No. 2).
Bread Making and Baking Trade Regulations (No. 2).
Butchering and/or Small Goods Making Trades Regulations (No. 1).
Pastrycooking Trade Regulations (No. 2).

Constitution Act Amendment Acts—Amendment of Legislative Assembly Elections Regulations 1930.

Dairy Products Acts—Report of the Victorian Dairy Products Board for the six months ended 31st December, 1939.

Dried Fruits Acts—Statement showing details of Receipts and Expenditure under the Dried Fruits Acts during the year 1939.

Education Act 1928—Regulations—
Regulation IV. (A)—Merit Certificate.
Regulation IV. (G)—Proficiency Certificate (2 papers).
Regulation XI. (A)—Teachers' Certificates.
Regulation XI. (F)—Singing Teacher's Certificate.
Regulation XI. (R)—Singing Teacher's Secondary Certificate.
Regulation XVI.—Home Lessons.

Exhibition Trustees—Report and Statement of Receipts and Expenditure for the year 1938-39.

Explosives Act 1928—
Addition to Order in Council of the 6th September, 1934, relating to the Classification of Explosives.
Order in Council prohibiting the manufacture, keeping, importation, conveyance, and sale of Explosives except under certain conditions or restrictions.

Fisheries Acts—Notice of Intention to issue a Proclamation to prescribe a close season for Gippsland Perch.

Justices Act 1928 and Acts Interpretation Act 1928—Amendment of Justices Act Rules 1936.

Metropolitan Fire Brigades Board Loan Act 1918—Regulations relating to the issue of Debentures.

Milk Board Acts—Regulations (3 papers).

Mines Acts—
Amendment of General Rules for Proceedings before Wardens—Fees to Counsel and Solicitors and Allowances to Witnesses.
Amendment of General Rules for Proceedings in Courts of Mines—Fees to Counsel and Solicitors and Allowances to Witnesses.
Report of the Mines Department for the year 1939.

Motor Car Acts—Regulation—Limit of Speed on certain roads in the Shire of South Barwon.

Opticians Registration Act 1935—Amendment of Regulations.

Public Service Act 1928—
Copy of Papers in connexion with the promotion of—
Francis William Frawley from the Fifth Class to the Fourth Class, Department of Labour.
William George Francis Maddern from the Third Class to the Second Class, Department of Treasurer.
Edward William Peters from the Third Class to the Second Class, Department of Premier.

Regulations--
Classification of General Division, Chapter VII.—
Department of Lands and Survey.
Department of Public Works.
Department of Water Supply.
Professional Division, Chapter II.—
Department of Chief Secretary.
Department of Lands and Survey.
Department of Water Supply.

Public Service Act 1928 and the Lunacy Acts—Regulations—Classification of General Division, Chapter III.—General Staff.

Public Trustee Act 1939—Regulations—Amounts of Commission to be paid to the Public Trustee (2 papers).

Railways—

Award No. 61 made by the Railways Classification Board relating to Rates of Salaries and Wages for the year 1939 together with the Report of the Victorian Railway Commissioners with regard thereto.

Report of the Victorian Railways Commissioners for the quarter ended 31st December, 1939.

Registration of Births, Deaths, and Marriages Act 1928—General abstract of the number of Births, Deaths and Marriages registered during 1939 in Victoria.

State Coal Mine Industrial Tribunal Act 1932—Award No. 54 made by the State Coal Mine Industrial Tribunal relating to rates of pay and hours of duty of certain grades together with the report of the Victorian Railways Commissioners with regard thereto.

Trade Unions—Report of the Government Statist for the year 1939 with an Appendix.

12. PUBLIC WORKS COMMITTEE.—The Honorable Sir John Harris moved, by leave, That the following members of this House be appointed members of the Public Works Committee, viz.:—the Honorables Herbert Horace Olney and Marcus Saltau.
Question—put and resolved in the affirmative.

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

The Honorable J. H. Ijenhop moved, That the Council agree to the following address to His Excellency the Governor in reply to His Excellency's Opening Speech:—

MAY IT PLEASE YOUR EXCELLENCY—

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

Debate ensued.

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

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

Ordered—That the debate be adjourned until Tuesday next.

14. ADJOURNMENT.—The Honorable Sir John Harris moved, That the Council, at its rising, adjourn until Tuesday next, at half-past Four o'clock.

Question—put and resolved in the affirmative.

The Honorable Sir John Harris moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

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

VICTORIA.

LEGISLATIVE COUNCIL

MINUTES OF THE PROCEEDINGS.

No. 2.

TUESDAY, 7TH MAY, 1940.

1. The President took the Chair and read the Prayer.
2. DECLARATION OF MEMBER.—The Honorable C. H. A. Eager delivered to the Clerk the Declaration required by the fifty-fifth section of the Act No. 3660, as hereunder set forth:—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, CLIFDEN HENRY ANDREWS EAGER*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal districts of Kew and Camberwell, and are known as No. 26 Barrington-avenue, Kew, and No. 3 Peppin-street, Camberwell.

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Kew are rated in the rate-book of the said municipality upon a yearly value of £59, and that such of the said lands or tenements as are situate in the municipal district of Camberwell are rated in the rate-book of the said municipality upon a yearly value of £48.

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

“ C. H. A. EAGER.”

3. STATUTE LAW REVISION COMMITTEE.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have appointed a Committee to join with the Committee of the Council to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee consisting of Mr. Bailey, Colonel Cohen, Mr. Field, Mr. Hollway, Mr. Macfarlan, and Mr. Oldham, with power to send for persons, papers, and records, and to sit on days on which the House does not meet; five to be the quorum.
4. FREEZING WORKS (OVERDRAFT GUARANTEE) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to authorize the Treasurer of Victoria to guarantee the Payment to the Commonwealth Bank of Australia by the Amalgamated Freezing Company (Victoria) Proprietary Limited of Moneys advanced by the said Bank to the said Company by way of Overdraft for the purposes of its Undertakings at Ballarat and Bendigo during the Financial Year 1940-1941, and the Payment of Interest on such Moneys* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. PUBLIC WORKS LOAN AND APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to authorize the Raising of Money for Public Works and other Purposes and to sanction the Issue and Application for such Purposes of the Money so raised or of Money in the State Loans Repayment Fund, and for other Purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—

Cattle Breeding Act 1938—Regulations.
Dried Fruits Acts—Dried Fruits Regulations.
Forests Acts—Regulations—Dugouts in Forest Areas.
Fruit and Vegetables Act 1928—Regulations.

Marketing of Primary Products Acts—

Proclamations—

- Declaring that Chicory shall become the property of the Chicory Marketing Board for a further period of two years.
 Declaring that Onions shall become the property of the Onion Marketing Board for a further period of two years.

Regulations—

Chicory Marketing Board—

- Periods of time for computation of or accounting for the net proceeds of the sale of chicory produced during the years 1937, 1938, and 1939 respectively.
 Registration of producers of chicory.

Egg and Egg Pulp Marketing Board—Registration of producers of eggs.

- Onion Marketing Board—Tenth to Seventeenth periods of time for computation of or accounting for the net proceeds of the sale of onions.

Public Service Act 1928—Copy of Papers in connexion with the promotion of James Harold Aldred from the Fifth to the Fourth Class, Department of Public Works.

Seeds Acts—Regulations—Subterranean Clover.

7. DAYS OF BUSINESS.—The Honorable Sir John Harris moved, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for the despatch of business during the present Session, and that half-past Four o'clock be the hour of meeting on each day; that on Tuesday and Thursday in each week the transaction of Government business shall take precedence of all other business; and that on Wednesday in each week Private Members' business shall take precedence of Government business; and that no new business, except the postponement of business on the Notice-paper, be taken after the hour of Eleven o'clock.
 Question—put and resolved in the affirmative.
8. STANDING ORDERS COMMITTEE.—The Honorable Sir John Harris moved, That the Honorables the President, Sir Alan Currie, C. H. A. Eager, W. H. Edgar, Sir George Goudie, Sir John Harris, J. P. Jones, D. L. McNamara, M. Saltau, and G. J. Tuckett be members of the Select Committee on the Standing Orders of the House; three to be the quorum.
 Question—put and resolved in the affirmative.
9. HOUSE COMMITTEE.—The Honorable Sir John Harris moved, That the Honorables Sir William Angliss, P. P. Inchbold, E. L. Kiernan, D. L. McNamara, and H. Pye be members of the House Committee.
 Question—put and resolved in the affirmative.
10. LIBRARY COMMITTEE.—The Honorable Sir John Harris moved, That the Honorables the President, E. L. Kiernan, R. Kilpatrick, M. Saltau, and W. Tyner be members of the Joint Committee to manage the Library.
 Question—put and resolved in the affirmative.
11. PRINTING COMMITTEE.—The Honorable Sir John Harris moved, That the Honorables the President, J. M. Balfour, G. Bolster, G. L. Chandler, J. H. Disney, E. L. Kiernan, Lieut.-Colonel G. V. Lansell, G. S. McArthur, H. H. Olney, and A. J. Pittard be members of the Printing Committee; three to be the quorum.
 Question—put and resolved in the affirmative.
12. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir John Harris moved, That, in compliance with the recommendation of the Joint Select Committee on the Consolidation of the Laws, adopted by this House on the 22nd June, 1915, a Committee be appointed, consisting of six members, to join with a Committee of the Legislative Assembly, to deal with anomalies in the law and make recommendations as to statutory amendments, such Committee to consist of the Honorables W. J. Beckett, C. H. A. Eager, W. H. Edgar, Sir George Goudie, Sir John Harris, and J. P. Jones, with power to send for persons, papers, and records; five to be the quorum.
 Question—put and resolved in the affirmative.
 Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.
13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
14. STATUTE LAW REVISION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
 Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
15. MILDURA IRRIGATION AND WATER TRUSTS BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

16. **FREEZING WORKS (OVERDRAFT GUARANTEE) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable M. Saltau having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
17. **PUBLIC WORKS LOAN AND APPLICATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
18. **GRAIN ELEVATORS (FINANCIAL) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to increase the Borrowing Powers under the Grain Elevators Acts*” and desiring the concurrence of the Council therein.
On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave and after debate, was read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
19. **RAILWAYS (SICK LEAVE) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to make Provision with respect to the Granting of Sick Leave with Pay to Certain Daily Paid Employés in the Railway Service*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave and after debate, was read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

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

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

No. 3.

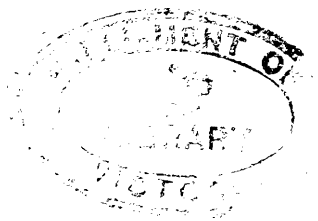
WEDNESDAY, 8TH MAY, 1940.

1. The President took the Chair and read the Prayer.
2. **MELBOURNE HARBOR TRUST (TOLLS) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section One hundred and ten of the ‘Melbourne Harbor Trust Act 1928’ and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. **PAPERS.**—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:—
Public Service Act 1928—Regulations—Professional Division, Chapter II.—
Department of Mines.
Department of Public Works.
Department of State Forests.
4. **HEALTH (AMENDMENT) BILL.**—On the motion of the Honorable D. L. McNamara, a Bill to repeal Section Nineteen of the *Health Act 1935* was read a first time, ordered to be printed and to be read a second time on the next day of meeting.

5. MELBOURNE HARBOR TRUST (TOLLS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
6. ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address see page 12 *ante*), having been read—
Debate resumed.
The Honorable J. H. Disney moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until the next day of meeting.
7. DAIRY PRODUCE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Four of the ‘Dairy Produce Act 1935’*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
8. FISHERIES BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the Fisheries Acts*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
9. STATUTE LAW REVISION BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
10. DAIRY PRODUCE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
11. MILDURA IRRIGATION AND WATER TRUSTS BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
12. FISHERIES BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
13. CONSOLIDATED REVENUE BILL (No. 1).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One million three hundred and twenty thousand two hundred and one pounds to the service of the year One thousand nine hundred and forty and One thousand nine hundred and forty-one*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, was read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
14. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until a day and hour to be fixed by Mr. President or, if Mr. President is unable to act on account of illness or other cause, by the Chairman of Committees, which time of meeting shall be notified to each honorable member by telegram or letter.
Question—put and resolved in the affirmative.
- And then the Council at fourteen minutes past Ten o'clock adjourned until a day and hour to be fixed by Mr. President or, if Mr. President is unable to act on account of illness or other cause, by the Chairman of Committees, which time of meeting shall be notified to each honorable member by telegram or letter.

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

VICTORIA.



LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 4.

WEDNESDAY, 31ST JULY, 1940.

1. The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at half-past Four o'clock as the time of meeting.
2. The President took the Chair and read the Prayer.
3. RETURNS TO WRITS.—The President announced that on the 16th day of May last he had issued writs for the election of members to hold seats which became vacant by effluxion of time, and that such writs had been returned to him and by the endorsements thereon it appeared that the following members had been elected in pursuance thereof:—

The Honorable George Bolster for the Ballaarat Province.
 The Honorable George Victor Lansell for the Bendigo Province.
 The Honorable Paul Jones for the Doutta Galla Province.
 The Honorable Clifden Henry Andrews Eager for the East Yarra Province.
 The Honorable James Miller Balfour for the Gippsland Province.
 The Honorable James Stanley Disney for the Higinbotham Province.
 The Honorable William James Beckett for the Melbourne Province.
 The Honorable Archibald McDonald Fraser for the Melbourne North Province.
 The Honorable Patrick John Kennelly for the Melbourne West Province.
 The Honorable Archibald Crofts for the Monash Province.
 The Honorable Richard Kilpatrick for the Northern Province.
 The Honorable John Richards Harris for the North-Eastern Province.
 The Honorable Henry Pye for the North-Western Province.
 The Honorable William Charles Angliss for the Southern Province.
 The Honorable Cyril Everett Isaac for the South-Eastern Province.
 The Honorable Allan Elliott McDonald for the South-Western Province.
 The Honorable Robert Chisholm Rankin for the Western Province.

4. SWEARING-IN OF NEW MEMBERS.—The Honorables Sir William Angliss, J. M. Balfour, W. J. Beckett, A. Crofts, J. S. Disney, C. H. A. Eager, A. McD. Fraser, Sir John Harris, C. E. Isaac, Paul Jones, P. J. Kennelly, R. Kilpatrick, Lieut.-Colonel G. V. Lansell, A. E. McDonald, H. Pye, and R. C. Rankin having approached the Table, took and subscribed the Oath required by law, and severally delivered to the Clerk the Declaration required by the fifty-fifth section of the Act No. 3660, as hereunder set forth:—

“In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM CHARLES ANGLISS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Melbourne, and are known as part of allotment 6, section 24, city of Melbourne, parish of North Melbourne, county of Bourke, and being the whole of the land comprised in certificate of title, volume 3701, folio 740157.*

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of the said municipality upon a yearly value of £720.

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

“W. ANGLISS.”

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JAMES MILLER BALFOUR*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of City of Fitzroy and are known as 166 Nicholson-street, Fitzroy.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of City of Fitzroy are rated in the rate-book of the said municipality upon a yearly value of £60.

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

"J. M. BALFOUR."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, WILLIAM JAMES BECKETT*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of St. Kilda, and are known as 'Aloha,' Shakespeare-grove.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of St. Kilda are rated in the rate-book of the said municipality upon a yearly value of £130.

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

"W. J. BECKETT."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, ARCHIBALD CROFTS* do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Caulfield, and are known as 131 Alma-road.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Caulfield are rated in the rate-book of the said municipality upon a yearly value of £66.

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

"A. CROFTS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, JAMES STANLEY DISNEY*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Melbourne, and are known as shop situated at No. 301 Elizabeth-street, Melbourne.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of the said municipality upon a yearly value of £340.

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

"JAMES S. DISNEY."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, CLIFDEN HENRY ANDREWS EAGER*, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal districts of Kew and Camberwell, and are known as No. 26 Barrington-avenue, Kew, and No. 3 Peppin-street, Camberwell.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Kew are rated in the rate-book of the said municipality upon a yearly value of £59, and that such of the said lands or tenements as are situate in the municipal district of Camberwell are rated in the rate-book of the said municipality upon a yearly value of £48.

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

"C. H. A. EAGER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, ARCHIBALD McDONALD FRASER, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Preston, and are known as 12 Oakhill-avenue, East Preston.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Preston are rated in the rate-book of the said municipality upon a yearly value of £34.

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

"A. M. FRASER."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, JOHN RICHARDS HARRIS, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Rutherglen, and are known as Lots 23 to 26 on Lodged Plan 2894, Lots 2, 4, and 7 to 15 on Lodged Plan 3861, and part of Lots 2, 3, and 4 of section 21, being 103 acres of land in the Parish of Carlyle.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Rutherglen are rated in the rate-book of the said municipality upon a yearly value of £45.

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

"JOHN R. HARRIS."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, CYRIL EVERETT ISAAC, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Dandenong, and are known as Nursery, Corrigan-road, Noble Park.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Dandenong are rated in the rate-book of the said municipality upon a yearly value of £84.

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

"C. E. ISAAC."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, PAUL JONES, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal districts of Richmond and Prahran, and are known as 68-72 Lord-street, Richmond, and 10 Clarke-street, Prahran.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Richmond are rated in the rate-book of the said municipality upon a yearly value of £100, and that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of the said municipality upon a yearly value of £60.

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

"PAUL JONES."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, PATRICK JOHN KENNELLY, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of South Melbourne, and are known as 164-166 Nelson-road, South Melbourne.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of South Melbourne are rated in the rate-book of the said municipality upon a yearly value of £64.

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

" P. J. KENNELLY."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, RICHARD KILPATRICK, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Shepparton, and are known as—(i) Lots Nos. 9, 10, and 11 on plan of subdivision and part of Crown allotments 5A, 5B, 6B, parish of Shepparton, county of Moira, more particularly described in certificate of title, volume 3106, folio 621176; (ii) land and offices, Wyndham-street, Shepparton, in which the business of Kilpatrick, McLellan and Co. is carried on, being part of Crown allotments 1 and 1A, section E, township and parish of Shepparton, county of Moira, and being the land more particularly described in certificate of title, volume 982, folio 196309; (iii) land and dwelling-house situate 60 Corio-street and being part of Crown allotment 16, township and parish of Shepparton, county of Moira.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Shepparton are rated in the rate-book of the said municipality upon a yearly value of £167.

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

" R. KILPATRICK."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, GEORGE VICTOR LANSELL, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Bendigo, and are known as 'Denderah,' View Hill, Bendigo.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Bendigo are rated in the rate-book of the said municipality upon a yearly value of £250.

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

" GEO. V. LANSELL."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, ALLAN ELLIOTT McDONALD, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Newtown and Chilwell, and are known as Number 35 Laurel Bank-parade, Newtown.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Newtown and Chilwell are rated in the rate-book of the said municipality upon a yearly value of £58.

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

" ALLAN E. McDONALD."

" In compliance with the provisions of *The Constitution Act Amendment Act 1928*, I, HENRY PYE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal district of Shire of Swan Hill, and are known as house and shops in Campbell-street, Swan Hill, numbered 1502, 1503, 1504, and 1508 in the rate-book.

" And I further declare that such of the said lands or tenements as are situate in the municipal district of Shire of Swan Hill are rated in the rate-book of the said municipality upon a yearly value of £373.

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

" HENRY PYE."

"In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, ROBERT CHISHOLM RANKIN* do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situate in the municipal districts of Kowree and Arapiles and are known as "Stobo," Harrow.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Kowree are rated in the rate-book of the said municipality upon a yearly value of £161, and that such of the said lands or tenements as are situated in the municipal district of Arapiles are rated in the rate-book of the said municipality upon a yearly rate of £28.

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

"R. C. RANKIN."

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 13th May last, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—

Freezing Works (Overdraft Guarantee) Act.

Public Works Loan and Application Act.

Grain Elevators (Financial) Act.

Railways (Sick Leave) Act.

Melbourne Harbor Trust (Tolls) Act.

Statute Law Revision Act.

Dairy Produce Act.

Mildura Irrigation and Water Trusts Act.

Fisheries Act.

Consolidated Revenue Act (No. 1).

6. CONSOLIDATED REVENUE BILL (No. 2).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Two million nine hundred and seventy-seven thousand five hundred and forty-six pounds to the service of the year One thousand nine hundred and forty and One thousand nine hundred and forty-one*" and desiring the concurrence of the Council therein.

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

7. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President laid upon the Table the following Warrant appointing Members of the Committee of Elections and Qualifications :—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of *The Constitution Act Amendment Act 1928* I do hereby appoint—

The Honorable William James Beckett,
The Honorable Clifden Henry Andrews Eager,
The Honorable Sir John Harris, and
The Honorable Alfred James Pittard,

to be members of the Committee of Elections and Qualifications.

Given under my hand this thirty-first day of July, One thousand nine hundred and forty.

FRANK CLARKE,
President of the Legislative Council.

8. ACTING-CHAIRMAN OF COMMITTEES.—The Honorable Sir John Harris moved, by leave, That the Honorable William Haslam Edgar act as Chairman of Committees of the Council for this day.

Question—put and resolved in the affirmative.

9. PUBLIC WORKS COMMITTEE.—The Honorable Sir John Harris moved, by leave, That the Honorable Alfred James Pittard be appointed a member of the Public Works Committee.

Question—put and resolved in the affirmative.

10. STANDING ORDERS COMMITTEE.—The Honorable Sir John Harris moved, by leave, That the Honorables Sir William Angliss, W. J. Beckett, C. H. A. Eager, Sir John Harris, and J. H. Lienhop be members of the Select Committee on the Standing Orders of the House.

Question—put and resolved in the affirmative.

11. HOUSE COMMITTEE.—The Honorable Sir John Harris moved, by leave, That the Honorables Sir William Angliss, J. A. Kennedy, and H. Pye be members of the House Committee.

Question—put and resolved in the affirmative.

12. **LIBRARY COMMITTEE.**—The Honorable Sir John Harris moved, by leave, That the Honorables P. J. Clarey, C. H. A. Eager, R. Kilpatrick, and H. Pye be members of the Joint Committee to manage the Library.

Question—put and resolved in the affirmative.

13. **PRINTING COMMITTEE.**—The Honorable Sir John Harris moved, by leave, That the Honorables J. M. Balfour, G. Bolster, Lieut.-Colonel G. V. Lansell, and L. R. Rodda be members of the Printing Committee.

Question—put and resolved in the affirmative.

14. **STATUTE LAW REVISION COMMITTEE.**—The Honorable Sir John Harris moved, by leave, That the Honorables W. J. Beckett, C. H. A. Eager, Sir John Harris, and J. A. Kennedy be members of the Statute Law Revision Committee.

Question—put and resolved in the affirmative.

15. **LOCAL GOVERNMENT (RATES) BILL.**—On the motion of the Honorable G. J. Tuckett a Bill to amend the *Local Government (Rates) Act 1938* was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday, the 20th August next.

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

Agricultural Education—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education for the six months ended 31st March, 1940.

Apprenticeship Acts—Apprenticeship Commission of Victoria—

Proclamation proclaiming cooking in Hotels, &c., to be an Apprenticeship Trade in the Metropolitan District.

Regulations—

Amendment of Boilermaking and/or Steel Construction Trades Regulations (No. 2).

Amendment of Boot Trades Regulations (No. 2).

Amendment of Butchering and/or Small Goods Making Trades Regulations (No. 1).

Amendment of Electrical Trades Regulations (No. 3).

Amendment of Engineering Trades Regulations (No. 2).

Amendment of Fibrous Plastering Trade Regulations (No. 2).

Amendment of Motor Mechanics Regulations (No. 2).

Amendment of Moulding Trades Regulations (No. 2).

Amendment of Sheet Metal Trade Regulations (No. 2).

Closer Settlement Act 1938—Addition to Regulations.

Education Act 1928—Regulations—

Regulation IV. (G)—Proficiency Certificate.

Regulation XI. (B)—Primary Teacher's Certificate, Second Class.

Regulation XI. (C)—Primary Teacher's Certificate, First Class.

Regulation XI. (H)—Certificate of Competency in Physical Education.

Regulation XXXVII.—Technical Schools.

Explosives Act 1928—

Order in Council relating to the Definition of the Composition, Quality, and Character of Explosives.

Report of the Chief Inspector of Explosives on the working of the Act during the year 1939.

Fire Brigades Acts—Metropolitan Fire Brigades Board—Regulation—Gratuities to employees.

Fisheries Acts—Notices of Intention to issue Proclamations—

Regarding the Marking of Long Line Buoys (two papers).

To fix a Bag Limit for Trout (non-indigenous to Victoria) taken from the Goulburn River and its tributaries above or upstream from the junction of the Goulburn River with the Acheron Breakaway.

To permit the use of Bait Nets in the Glenmaggie Reservoir.

To vary the Proclamation respecting prohibition of Fishing in certain streams from 1st September to 30th November in each year.

Friendly Societies—Sixty-second Annual Report of the Government Statist relating to the period of twelve months ended 30th June, 1939, with Appendices.

Friendly Societies Act 1928, Trade Unions Act 1928, Industrial and Provident Societies Act 1928, and Superannuation and Other Trust Funds Validation Act 1932—Report of the Registrar of Friendly Societies for the year 1939.

Justices Act 1928—

Additional Rules under the Justices Act.

Rule 52 of the Justices Act Rules 1936 (No. 1) rescinded.

Lands Compensation Act 1928—Return under section 37 showing the amount of money paid for the year 1939–40 by the State Electricity Commission for land resumed in connexion with the works and undertakings of the Commission.

Local Government Act 1928—Regulations for the Storage of Petroleum, &c., applicable to the whole of Victoria.

Melbourne Sailors' Home Act 1901—Accounts and Statements of Receipts and Expenditure for the year 1939.

Milk Board Acts—Regulations—Contributions by Dairymen and Owners of Milk Depots.

National Security (Emergency Powers) Act 1939—

National Security (Evacuation of Children) Regulations.

National Security (Lighting Restriction) Regulations.

National Security (Waterworks and Sewerage Works) Regulations.

Public Service Act 1928—

Copy of Papers in connexion with the promotion of John Leo Molan from the Fourth Class to the Third Class, Department of Treasurer.

Regulations—

Attendance and Conduct of Officers—Chapter XII., Part IV.—Special Attendances—Department of State Forests.

Professional Division, Chapter II.—Department of Water Supply (two papers).

Regulation X. (A)—Student Teachers.

Regulation XXXI. (A)—Qualifications of Classified Teachers in the Secondary Schools Division.

Public Service Act 1928 and Lunacy Acts—Alteration of Regulations—Classification of General Division, Chapter III.—Department of Mental Hygiene—Schedule of Salaries.

Railways—Report of the Victorian Railways Commissioners for the quarter ended 31st March, 1940.

Workers' Compensation Acts—Amendment of Regulations—Travelling Allowances for Members of Board.

17. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of the Order of the Day, General Business, be postponed until Tuesday, the 20th August next.

18. CONSOLIDATED REVENUE BILL (No. 2).—This Bill was, according to Order, read a second time and committed to a Committee of the whole. House in Committee.

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

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

19. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 20th August next.

Question—put and resolved in the affirmative.

And then the Council, at forty-nine minutes past Eight o'clock, adjourned until Tuesday, the 20th August next.

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 5.

TUESDAY, 20TH AUGUST, 1940.

1. The President took the Chair and read the Prayer.
2. SWEARING-IN OF NEW MEMBER.—The Honorable George Bolster, having approached the Table, took and subscribed the Oath required by law, and delivered to the Clerk the Declaration required by the fifty-fifth section of the Act No. 3660 as hereunder set forth :—

“ In compliance with the provisions of *The Constitution Act Amendment Act 1928, I, GEORGE BOLSTER, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in Victoria of the yearly value of Twenty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment ; and further, that such lands or tenements are situate in the municipal district of Ballarat, and are known as 126 Barkly-street, Ballarat.*

“ And I further declare that such of the said lands or tenements as are situate in the municipal district of Ballarat are rated in the rate-book of the said municipality upon a yearly value of £52.

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

“GEORGE BOLSTER.”

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 1st instant, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments, viz. :—

Consolidated Revenue Act.

4. SURVEY CO-ORDINATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to make Provision with respect to the Co-ordination of Surveys in Victoria and to facilitate Co-operation with the Commonwealth of Australia in relation to a National Mapping Scheme* ” and desiring the concurrence of the Council therein.

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

5. MELBOURNE HARBOR TRUST (CHAIRMAN) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to make Provision with respect to the Office of Chairman of the Melbourne Harbor Trust Commissioners* ” and desiring the concurrence of the Council therein.

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

6. FACTORIES AND SHOPS (BUTCHERS' SHOPS) BILL.—On the motion of the Honorable G. J. Tuckett, a Bill to amend Section Eighty-six of the *Factories and Shops Act 1928* was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday, the 3rd September next.

7. AEROPLANE DISASTER AT CANBERRA.—The Honorable Sir John Harris moved, by leave, That this House place on record its sense of the loss to the people of Australia caused by the tragic aeroplane disaster at Canberra on Tuesday, the 13th instant, in which three Commonwealth Ministers of the Crown, the Chief of the General Staff of the Army, two Commonwealth officials, and the officers and crew of the aeroplane lost their lives, and its deep sympathy with the bereaved relatives.

And other honorable members having addressed the House—

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

8. **CHAIRMAN OF COMMITTEES.**—The Honorable Sir John Harris moved, by leave, That the Honorable William Haslam Edgar be Chairman of Committees of the Council.

Question—put and resolved in the affirmative.

9. **NURSES BILL.**—On the motion of the Honorable Sir John Harris, a Bill to alter the Constitution of the Nurses Board was, by leave, read a first time, ordered to be printed, and to be read a second time on Tuesday, the 3rd September next.

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

Apprenticeship Acts—Apprenticeship Commission of Victoria—Regulations—

Amendment of Boilermaking and/or Steel Construction Trades Regulations (No. 2).

Amendment of Boot Trades Regulations (No. 2).

Amendment of Butchering and/or Small Goods Making Trades Regulations (No. 1).

Amendment of Electrical Trades Regulations (No. 3).

Amendment of Engineering Trades Regulations (No. 2).

Amendment of Motor Mechanics Regulations (No. 2).

Amendment of Moulding Trades Regulations (No. 2).

Amendment of Sheet Metal Trade Regulations (No. 2).

Cattle Breeding Act 1938—Regulations.

Electric Light and Power Act 1928 and State Electricity Commission Acts—Regulations relating to the supply of electricity and to construction in connexion therewith.

Freezing Works (Overdraft Guarantee) Act 1940—Statement of Guarantee given to the Commonwealth Bank by the Treasurer of Victoria.

Horse Breeding Acts—Regulations.

Marketing of Primary Products Act 1935—Regulation—Fifth period of time for computation of or accounting for the net proceeds of the sale of maize.

Melbourne Harbor Trust Commissioners—Statement of Accounts for the year 1939.

Milk Board Acts—Report and Statement of Accounts for the year ended 30th June, 1939.

Public Service Act 1928—Regulations—

Classification of General Division, Chapter VII.—

Department of Premier.

Department of Public Health.

Professional Division, Chapter II.—

Department of State Forests.

Department of Water Supply.

Public Works Committee Acts—Sixth General Report of the Public Works Committee.

11. **ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.**—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for address see page 12 *ante*), having been read—

Debate resumed.

Question—put and resolved in the affirmative.

The Honorable Sir John Harris moved, That the Address be presented to His Excellency the Governor by the President and such members of the Council as may wish to accompany him.

Question—put and resolved in the affirmative.

12. **LOCAL GOVERNMENT (RATES) BILL.**—This Bill was, according to Order, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

13. **SURVEY CO-ORDINATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

14. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 3rd September next.

Question—put and resolved in the affirmative.

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

LEGISLATIVE COUNCIL—VICTORIA.

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

The Honorable Sir William Angliss,
The Honorable James Miller Balfour, and
The Honorable Richard Kilpatrick

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

Given under my hand this twentieth day of August, One thousand nine hundred and forty.

FRANK CLARKE,
President of the Legislative Council.

And then the Council, at thirty-six minutes past Six o'clock, adjourned until Tuesday, the 3rd September next.

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 6.

TUESDAY, 3RD SEPTEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 26th August last, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments, viz. :—
Survey Co-ordination Act.
3. SURVEY CO-ORDINATION BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.
4. BOILERS INSPECTION (AIR AND GAS RECEIVERS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Inspection and Regulation of Air and Gas Receivers, and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. FARM PRODUCE AGENTS BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend Section Five of the ‘ Farm Produce Agents Act 1933 ’* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. WATER (RATES AND CHARGES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to make provision with respect to certain Arrears of Rates and Charges owing to the State Rivers and Water Supply Commission* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
7. MARGARINE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to regulate the Manufacture and Sale of Margarine and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.
8. CONEWARRE LAND BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Revocation of the Reservation of Certain Land in the Parish of Conewarre permanently Reserved as a Site for Public Purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
9. ORDINARY LIFE ASSURANCE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to afford Protection to Holders of Ordinary Life Assurance Policies with respect to the Avoidance of Policies on Account of Non-payment of Premiums and the Conditions under which and the Amount for which such Policy Holders may become entitled to receive Paid-up Policies and Surrender Values for Policies* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.

10. **FARMERS PROTECTION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide Protection to Farmers in respect of Debts, and for other purposes* ” and desiring the concurrence of the Council therein.
- On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
11. **NATIONAL SECURITY (EMERGENCY POWERS) CONTINUATION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to continue the Operation of the ‘ National Security (Emergency Powers) Act 1939 ’* ” and desiring the concurrence of the Council therein.
- On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
12. **PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
- Education Act 1928—Regulation XLVI.—Conduct of Examinations.
- Education Act 1928, Public Service Act 1928, and University Act 1928—Clause 47 of Regulation XXI.—Scholarships.
- Public Service Act 1928—
- Copy of Papers in connexion with the promotion of James Frazer from the Second Class to the First Class, Department of Premier.
- Regulations—Classification of General Division, Chapter VII.—Department of Treasurer.
- Public Trustee Act 1939—Regulations—Agents of the Public Trustee.
- Railways—Report of the Victorian Railways Commissioners for the year 1939–40.
13. **FARMERS PROTECTION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
14. **NATIONAL SECURITY (EMERGENCY POWERS) CONTINUATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
15. **MELBOURNE HARBOR TRUST (CHAIRMAN) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
16. **FACTORIES AND SHOPS (BUTCHERS’ SHOPS) BILL.**—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable J. M. Balfour having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
17. **CONEWARRE LAND BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

18. FARM PRODUCE AGENTS BILL.—This Bill was, according to Order, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

19. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

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

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 7.

TUESDAY, 10TH SEPTEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 9th instant, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
 - National Security (Emergency Powers) Continuation Act.*
 - Melbourne Harbor Trust (Chairman) Act.*
 - Conewarre Land Act.*
 - Farm Produce Agents Act.*
 - Farmers Protection Act.*
 - Local Government (Rates) Act.*
3. FARMERS PROTECTION BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.
4. LOCAL GOVERNMENT (RATES) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
5. CONSOLIDATED REVENUE BILL (No. 3).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One hundred and thirty-four thousand nine hundred and sixty-nine pounds to the service of the year One thousand nine hundred and thirty-nine and One thousand nine hundred and forty*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. MELBOURNE ORPHANAGE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to extend the Objects of the Melbourne Orphanage to the Maintenance of Destitute Children other than Orphans*” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
7. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 - Bank Liabilities and Assets—Summary of Sworn Returns for the quarter ended 30th June, 1940.
 - Constitution Statute—Statement of Expenditure under Schedule D to Act 18 and 19 Vict., Cap. 55, and Acts Nos. 3660, 4367, and 4437, during the year 1939–40.
 - Dairy Products Acts—Report of the Victorian Dairy Products Board for the six months ended 30th June, 1940.
 - Marine Act 1928—Amendment of Regulations relating to Pilots and Pilotage—Visual Standard.
 - Milk and Dairy Supervision Acts—Amendment of Regulations.
 - Motor Car Acts—Regulation revoking the Regulation fixing the limit of speed on certain roads in the Shire of South Barwon.
 - Railways—Report of the Victorian Railways Commissioners for the quarter ended 30th June, 1940.

State Electricity Commission Act 1928—Regulations—
 Kiewa Works Protection Regulations 1940.
 Yallourn Works Protection Regulations 1940.

Workers Compensation Board Fund—Balance-sheet as at 30th June, 1940, and Statement of Receipts and Expenditure for the year 1939-40.

8. NURSES BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
 Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
9. BOILERS INSPECTION (AIR AND GAS RECEIVERS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable J. M. Balfour having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
10. WATER (RATES AND CHARGES) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted and the Bill was read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
11. MARGARINE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable Sir William Angliss having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
12. CONSOLIDATED REVENUE BILL (No. 3).—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
13. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 24th instant.
 Question—put and resolved in the affirmative.

And then the Council, at three minutes past Eleven o'clock, adjourned until Tuesday, the 24th instant.

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 8.

TUESDAY, 24TH SEPTEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 16th instant, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
 - Boilers Inspection (Air and Gas Receivers) Act.*
 - Water (Rates and Charges) Act.*
 - Margarine Act.*
 - Consolidated Revenue Act.*
3. POLICE OFFENCES (RAFFLES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the Law relating to Raffles in Aid of Patriotic Funds and the Funds of the Australian Red Cross Society* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
4. MARKETING OF PRIMARY PRODUCTS BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the ‘ Marketing of Primary Products Act 1935 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. PUBLIC TRUSTEE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to confer Additional Powers upon the Public Trustee* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. SUPERANNUATION (LIFE ASSURANCE POLICIES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend Section Sixty of the ‘ Superannuation Act 1928 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
7. LOCAL GOVERNMENT (CHELSEA STREET CONSTRUCTION) BILL.—SUSPENSION OF STANDING ORDER.—The Honorable Sir John Harris moved, by leave, That Standing Order No. 311 be suspended in order that the Council may consider a Bill to make provision for Payment by the Owners of certain Lands in the City of Chelsea of certain Sums in respect of the Construction of certain Streets in the said City and to make the Payment of the said Sums a Charge upon the said Lands and to validate the Raising of a certain Loan for the Purpose of the Construction of the said Streets and to make provision with respect to the Redemption of the said Loan, and for other purposes.

Debate ensued.

Question—put and resolved in the affirmative.

8. LOCAL GOVERNMENT (CHELSEA STREET CONSTRUCTION) BILL.—The Honorable Sir George Goudie moved, by leave, That he have leave to bring in this Bill.
 Question—put and resolved in the affirmative.
 The Honorable Sir George Goudie moved, That this Bill be dealt with as a Public Bill.
 Question—put and resolved in the affirmative.
 The Honorable Sir George Goudie 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, by leave, to be read a second time later this day.
9. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 Fire Brigades Act 1928—Report of the Country Fire Brigades Board for the year 1939–40 together with a statement of Receipts and Expenditure and Assets and Liabilities for that period.
 Fisheries Acts—Notice of Intention to issue a Proclamation to prescribe a Bag Limit for Quinnat Salmon and Trout (non-indigenous to Victoria) taken from the waters impounded by the Glenmaggie Weir.
 Public Service Act 1928—Regulations—Classification of General Division, Chapter VII.—Department of Labour (two papers).
 Royal Melbourne Hospital Act 1938—Statement of Guarantee given by the Treasurer concerning the repayment of certain moneys borrowed by The Royal Melbourne Hospital.
 State Savings Bank of Victoria—Statements and Returns for the year 1939–40.
10. ORDINARY LIFE ASSURANCE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
 Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments, and desiring their concurrence therein.
11. LOCAL GOVERNMENT (CHELSEA STREET CONSTRUCTION) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
12. MELBOURNE ORPHANAGE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
13. SUPERANNUATION (LIFE ASSURANCE POLICIES) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
 House in Committee.
 The President resumed the Chair; and the Honorable J. M. Balfour having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
 Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
14. ADJOURNMENT.—The Honorable Sir John Harris moved, That the House do now adjourn.
 Debate ensued.
 Question—put and resolved in the affirmative.

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

No. 9.

WEDNESDAY, 25TH SEPTEMBER 1940.

1. The President took the Chair and read the Prayer.
2. CONSOLIDATED REVENUE BILL (No. 4).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Two million eight hundred and forty thousand two hundred and one pounds to the service of the year One thousand nine hundred and forty and One thousand nine hundred and forty-one*" and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—
National Security (Emergency Powers) Act 1939—National Security (Petroleum Storage) Regulations.
4. HEALTH (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable D. L. McNamara moved, That this Bill be now read a second time.
Debate ensued.
The Honorable R. Kilpatrick moved, That the debate be now adjourned.
Debate ensued.
Question—That the debate be now adjourned—put and negatived.
Debate on the main question continued.
Question—That this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
5. CONSOLIDATED REVENUE BILL (No. 4).—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair ; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
6. LOCAL GOVERNMENT (CHELSEA STREET CONSTRUCTION) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
7. ORDINARY LIFE ASSURANCE BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until after No. 3.
9. POLICE OFFENCES (RAFFLES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir John Harris moved, That this Bill be now read a second time.
Debate ensued.

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

THURSDAY, 26TH SEPTEMBER, 1940.

Debate continued.

Question—put.

The Council divided.

Ayes, 18.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney,
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
Paul Jones (*Teller*),
P. J. Kennelly,
R. Kilpatrick,
J. H. Lienhop,
G. S. McArthur,
D. L. McNamara,
H. H. Olney (*Teller*),
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

Noes, 11.

The Hon. G. L. Chandler,
J. S. Disney,
C. H. A. Eager,
W. H. Edgar,
C. P. Gartside (*Teller*),
P. P. Inchbold,
C. E. Isaac (*Teller*),
J. A. Kennedy,
W. MacAulay,
A. E. McDonald,
A. J. Pittard.

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

The Honorable W. J. Beckett moved, That it be an instruction to the Committee that they have power to consider an amendment to extend the application of the Bill to any charitable fund devoted exclusively to hospital purposes.

Question—put and negatived.

The President left the Chair.

House in Committee.

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

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

10. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 8th October next.

Question—put and resolved in the affirmative.

And then the Council, at thirty-three minutes past Two o'clock in the morning, adjourned until Tuesday, the 8th October next.

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



VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 10.

TUESDAY, 8TH OCTOBER, 1940.

1. The President took the Chair and read the Prayer.
2. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—The President reported that, accompanied by honorable members, he had this day waited upon His Excellency the Governor and had presented to him the Address of the Legislative Council, adopted on the 20th August last, in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to make the following reply:—

MR. PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL :

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

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

3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented Messages from His Excellency the Governor informing the Council that he had, on the dates mentioned hereunder, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz.:—

On the 30th September last—

Melbourne Orphanage Act.

Superannuation (Life Assurance Policies) Act.

Consolidated Revenue Act.

Local Government (Chelsea Street Construction) Act.

Ordinary Life Assurance Act.

Police Offences (Raffles) Act.

On the 8th instant—

Factories and Shops (Butchers' Shops) Act.

4. MELBOURNE (WIDENING OF STREETS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled " *An Act to provide for the Widening of the Footways of certain Streets in the City of Melbourne* " and desiring the concurrence of the Council therein.

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

5. FACTORIES AND SHOPS (BUTCHERS' SHOPS) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.

6. MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL.—On the motion of the Honorable G. L. Chandler a Bill to amend Section Eighty of the *Melbourne and Metropolitan Board of Works Act 1928* was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday next.

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

Agricultural Education—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education for the three months ended 30th June, 1940.

Apprenticeship Acts—Apprenticeship Commission of Victoria—Amendment of Painting, Decorating, and Signwriting Regulations (No. 2).

Fire Brigades Acts—Metropolitan Fire Brigades Board—Regulation.

Hairdressers Registration Acts—Hairdressers Registration Regulations 1940.

Melbourne and Metropolitan Tramways Board—Report and Statement of Accounts for the year 1939–40.

Mental Hygiene—Report of the Director of Mental Hygiene for the year 1939.

Superannuation Act 1928—Report of the State Superannuation Board for the year 1939–40.

8. ADJOURNMENT—MOTION UNDER STANDING ORDER No. 53.—The Honorable C. E. Isaac moved, That the Council do now adjourn, and said he proposed to speak on the subject of the desirability of the Government making urgent representations to the Commonwealth Government with regard to the need for suitable altered arrangements in the handling and marketing of the 1941 apple and pear crop as compared with the arrangements obtaining in 1940; and six members having risen in their places and required the motion to be proposed, the question was put and, after debate, negatived.

9. MARKETING OF PRIMARY PRODUCTS BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

10. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

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

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 11.

TUESDAY, 15TH OCTOBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Act presented to him by the Clerk of the Parliaments, viz.:—
Marketing of Primary Products Act.
3. MARKETING OF PRIMARY PRODUCTS BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made by the Council in such Bill.
4. PUBLIC SERVICE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Constitution of a Public Service Board and the Powers and Duties thereof and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
Public Service Act 1928—Regulations—Classification of General Division, Chapter VII.—Department of Public Works.
Public Service Act 1928 and Education Act 1928—Amendment of Regulation XII.—Training of Teachers.
6. PUBLIC TRUSTEE BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
7. MELBOURNE (WIDENING OF STREETS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir George Goudie moved, That this Bill be now read a second time.
Debate ensued.
The Honorable W. J. Beckett moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday, the 29th instant.
8. TRANSPORT REGULATION (COMPENSATION) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Payment of Compensation in consideration of the Surrender of certain Commercial Goods Vehicle Licences under the Transport Regulation Acts, and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.

9. PUBLIC SERVICE BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir John Harris moved, That the Bill be now read a second time.

Debate ensued.

The Honorable C. H. A. Eager moved, That the debate be now adjourned.

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

Ordered—That the debate be adjourned until Tuesday next.

10. COMPANIES (SPECIAL INVESTIGATIONS) BILL.—On the motion of the Honorable P. J. Clarey, a Bill to provide for the Investigation of the Affairs of certain Companies and for other purposes was read a first time, ordered to be printed and to be read a second time on Tuesday next.

11. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable Sir John Harris moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 12.

TUESDAY, 22ND OCTOBER, 1940.

1. The President took the Chair and read the Prayer.
2. FINANCIAL EMERGENCY (GRANTS AND FUNDS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to further amend Part IV. of the ‘Financial Emergency Act 1931’*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. COUNTRY ROADS BOARD FUND BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to further amend the ‘Country Roads Board Fund Act 1932 (No. 2)’*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. STATE FORESTS LOAN APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to sanction the Issue and Application of certain Sums of Money available under Loan Acts or in the State Loans Repayment Fund for State Forests*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. ADMINISTRATION AND PROBATE (WAR SERVICE) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to make Provision with respect to Duties under the Administration and Probate Acts in the case of Persons on War Service*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament were laid upon the Table by the Clerk:—
 - Anti-Cancer Council Act 1936—Fourth Annual Report of the Anti-Cancer Council of Victoria for the year 1939–40, together with Statement of Receipts and Expenditure and audited Balance-sheet.
 - Apprenticeship Acts—Apprenticeship Commission of Victoria—Regulations—
 - Amendment of Boilermaking and/or Steel Construction Trades Regulations (No. 2).
 - Amendment of Electrical Trades Regulations (No. 3).
 - Amendment of Engineering Trades Regulations (No. 2).
 - Amendment of Plumbing and Gasfitting Regulations (No. 3).
 - Education Act 1928—Report of the Council of Public Education for the year 1939–40.
 - Fire Brigades Acts—Country Fire Brigades Board—Regulations—Expenses of Members.
 - Public Service Act 1928—Regulations—Professional Division, Chapter II.—Department of Public Works.
 - River Murray Waters Act 1915—Report of the River Murray Commission for the year 1939–40.

7. PUBLIC TRUSTEE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

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

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

8. PUBLIC SERVICE BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

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

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

9. COUNTRY ROADS BOARD FUND BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

10. TRANSPORT REGULATION (COMPENSATION) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

11. STATE FORESTS LOAN APPLICATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

12. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

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

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 13.

TUESDAY, 29TH OCTOBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 28th instant, given the Royal Assent to the undermentioned Acts presented to him by the Clerk-Assistant of the Legislative Council for and in the absence of the Clerk of the Parliaments, viz. :—
 - Public Service Act.*
 - Country Roads Board Fund Act.*
 - Transport Regulation (Compensation) Act.*
 - State Forests Loan Application Act.*
 - Public Trustee Act.*
3. PUBLIC TRUSTEE BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made by the Council in such Bill.
4. POLICE OFFENCES (DOG RACING) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Regulation of the Holding of Dog Races, and for other purposes* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
5. LAND TAX BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to declare the Rate of Land Tax for the year ending the thirty-first day of December One thousand nine hundred and forty-one* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. INCOME TAX (RATES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to declare the Rates of Income Tax for the year beginning on the first day of July One thousand nine hundred and forty* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
7. WORKERS' COMPENSATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the Workers' Compensation Acts* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
8. EDUCATION BILL.—On the motion of the Honorable Sir John Harris, a Bill to amend Sections Forty-six and Seventy-nine of the *Education Act* 1928 was, by leave, read a first time, ordered to be printed and to be read a second time on Tuesday, the 12th November next.

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

Marketing of Primary Products Acts—Amendment of Regulations.

National Security (Emergency Powers) Acts—Regulations—

National Security (Commodities Emergency Supply) Regulations.

National Security (Financial) Regulations.

Public Service Act 1928—Regulations—Professional Division, Chapter II.—Department of Mines.

10. ADMINISTRATION AND PROBATE (WAR SERVICE) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

11. FINANCIAL EMERGENCY (GRANTS AND FUNDS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

12. WATER BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the Water Acts*" and desiring the concurrence of the Council therein.

On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday, the 12th November next.

13. POLICE OFFENCES (DOG RACING) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

Resolved—That the Council will, on Tuesday, the 12th November next, again resolve itself into the said Committee.

14. INCOME TAX (RATES) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

15. LAND TAX BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

16. POSTPONEMENT OF ORDER OF THE DAY.—The Honorable W. J. Beckett moved, That Order of the Day, No. 3, Government Business, be postponed until the next day of meeting.

Debate ensued.

Motion, by leave, withdrawn.

17. MELBOURNE (WIDENING OF STREETS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

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

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

18. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 12th November next.

Question—put and resolved in the affirmative.

And then the Council, at Eleven o'clock, adjourned until Tuesday, the 12th November next.

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 14.

TUESDAY, 12TH NOVEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 4th instant, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
 - Administration and Probate (War Service) Act.*
 - Financial Emergency (Grants and Funds) Act.*
 - Income Tax (Rates) Act.*
 - Land Tax Act.*
 - Melbourne (Widening of Streets) Act.*
3. PUBLIC WORKS LOAN AND APPLICATION BILL (No. 2).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to authorize the Raising of further Money for Public Works and other Purposes and to sanction the Issue and Application for such Purposes of the Money so raised or of Money in the State Loans Repayment Fund, and for other purposes* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
4. INDUSTRIAL LIFE ASSURANCE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to make provision with respect to Industrial Life Assurance Business and for other purposes* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
5. HAWTHORN RETURNED SAILORS AND SOLDIERS TRUST BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to vest in the City of Hawthorn the Real and Personal Property governed by the Trusts contained in a certain Trust Deed relating to a Club for the Use of Hawthorn Returned Sailors and Soldiers and to provide for the carrying out of the said Trusts by the Council of the said City, and for other purposes* ” and desiring the concurrence of the Council therein.

The Honorable H. Pye moved, That this Bill be dealt with as a Public Bill.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable H. Pye 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 to be read a second time to-morrow.
6. EDUCATION (PATRIOTIC CEREMONIES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to make Provision with respect to the Observance of certain Ceremonies in State Schools* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
7. STAMPS (INCREASED DUTY CONTINUANCE) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to continue the Operation of certain Provisions of the Stamps Acts relating to the Imposition of Increased Stamp Duties on certain Instruments* ” and desiring the concurrence of the Council therein.

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

8. ADMINISTRATION AND PROBATE DUTIES BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to continue the Operation of Part III. of the ‘ Finance Act 1930 ’*” and desiring the concurrence of the Council therein.

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

9. PUBLIC SERVICE (COMMONWEALTH ELECTIONS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to make Provision for the Appointment to the Public Service or the Railway Service of certain Persons resigning from the Service to contest Commonwealth Elections*” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

10. UNEMPLOYMENT RELIEF TAX (RATES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to declare the Rates of Unemployment Relief Tax for the Year ending on the thirtieth day of June One thousand nine hundred and forty-one*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

11. ADJOURNMENT—MOTION UNDER STANDING ORDER NO. 53.—The Honorable W. J. Beckett moved, That the Council do now adjourn, and said he proposed to speak on the subject of the necessity for more adequate police protection in the vicinity of the amusement centre known as Luna Park, St. Kilda; and six members having risen in their places and required the motion to be proposed, the question was put and negatived.

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

Bank Liabilities and Assets—Summary of Sworn Returns for the quarter ended 30th September, 1940.

Fire Brigades Act 1928—Metropolitan Fire Brigades Board—Report of the Board for the year 1939-40.

Melbourne and Metropolitan Board of Works—Statement of Accounts and Balance-sheet together with Schedule of Contracts for the year 1939-40.

13. ADJOURNMENT.—MOTION UNDER STANDING ORDER NO. 53.—The Honorable R. C. Rankin moved, That the Council do now adjourn, and said he proposed to speak on the subject of the urgent necessity for more effective Government assistance in the search for petroleum oil in the western district of Victoria; and six members having risen in their places and required the motion to be proposed, the question was put and, after debate, negatived.

14. STATE ELECTRICITY COMMISSION (TRADING) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to enable the State Electricity Commission of Victoria and Undertakers under the ‘ Electric Light and Power Act 1928 ’ to trade in Electrical Apparatus and to install Electrical Wiring and Fittings and Service Lines, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

15. ERROR IN DIVISION LIST.—The President informed the Council that in a Division which took place in Committee of the whole on Tuesday, the 29th October last, the Tellers for the “*Ayes*” had recorded the name of the Honorable P. P. Inchbold instead of the name of the Honorable J. H. Lienhop; whereupon the President directed the Clerk to correct the Division List accordingly.

16. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until to-morrow.

17. WATER BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.

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

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

18. POLICE OFFENCES (DOG RACING) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

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

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

19. STATE RELIEF COMMITTEE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to provide for the Constitution and Powers of the State Relief Committee and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

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

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

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

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

No. 15.

WEDNESDAY, 13TH NOVEMBER, 1940.

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

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

Apprenticeship Acts—Apprenticeship Commission of Victoria—Amendment of Plastering Regulations (No. 2).

Transport Regulation Board—Report for the year 1939–40.

3. MELBOURNE AND METROPOLITAN BOARD OF WORKS (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

The Council divided.

Ayes, 17.

The Hon. Sir William Angliss,
G. Bolster,
G. L. Chandler,
P. J. Clarey,
J. H. Disney (*Melbourne West*),
C. H. A. Eager,
W. H. Edgar,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
Paul Jones,
J. A. Kennedy,
R. Kilpatrick,
W. MacAulay,
A. E. McDonald (*Teller*),
D. L. McNamara,
H. H. Olney (*Teller*).

Noes, 10.

The Hon. W. J. Beckett,
J. S. Disney (*Higinbotham*),
A. McD. Fraser (*Teller*),
Sir George Goudie,
Sir John Harris,
J. H. Lienhop,
H. Pye,
R. C. Rankin,
L. R. Rodda (*Teller*),
G. J. Tuckett.

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

House in Committee.

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

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

4. COMPANIES (SPECIAL INVESTIGATIONS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable P. J. Clarey moved, That this Bill be now read a second time.
Debate ensued.
The Honorable Sir John Harris moved, That the debate be now adjourned.
Debate ensued.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
5. WORKERS' COMPENSATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
6. PUBLIC WORKS LOAN AND APPLICATION BILL (No. 2).—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
7. HAWTHORN RETURNED SAILORS AND SOLDIERS TRUST BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable J. M. Balfour having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
8. STAMPS (INCREASED DUTY CONTINUANCE) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
9. ADMINISTRATION AND PROBATE DUTIES BILL.—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable J. M. Balfour having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
10. PUBLIC SERVICE (COMMONWEALTH ELECTIONS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
11. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.

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

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 16.

TUESDAY, 19TH NOVEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, on the 18th instant, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
 - Water Act.*
 - Workers' Compensation Act.*
 - Public Works Loan and Application Act (No. 2).*
 - Hawthorn Returned Sailors and Soldiers Trust Act.*
 - Stamps (Increased Duty Continuance) Act.*
 - Administration and Probate Duties Act.*
 - Public Service (Commonwealth Elections) Act.*
3. PAWNBROKERS BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the ‘ Pawnbrokers Act 1928 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
4. FITZROY LAND BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to provide for the Closing of a Portion of a certain Street and of a Portion of a certain Right-of-way in the City of Fitzroy and for the Vesting in His Majesty of the Lands upon which the said Portion of the said Street and the said Portion of the said Right-of-way are set out and for the Grant of the said Lands to the Mother Rectress of St. Vincent's Hospital and certain other Members of the Religious Order known as the Sisters of Charity administering the Affairs of the said Hospital* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
5. SUPERANNUATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the Superannuation Acts* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris for the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
6. POLICE OFFENCES BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to re-enact Sections Twenty-six and Eighty-one of the ‘ Police Offences Act 1928 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.
7. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 - Apprenticeship Acts—Apprenticeship Commission of Victoria—
 - Amendment of Boot Trades Regulations (No. 2).
 - Amendment of Pastrycooking Trade Regulations (No. 1).
 - National Security (Emergency Powers) Acts—
 - National Security (Petroleum Storage) Regulations (No. 2).
 - National Security (State War Advisory Council) Regulations.

Public Library, Museums, and National Gallery of Victoria—Report of the Trustees for the year 1939, with a Statement of Income and Expenditure for the year 1938–39.

State Coal Mines—Annual Report of the General Manager, including the State Coal Mines Balance-sheet and Statement of Accounts duly audited, &c., for the year 1939–40.

8. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, after debate—That the consideration of Orders of the Day, Government Business, Nos. 1 to 5 inclusive, be postponed until later this day.
9. **EDUCATION (PATRIOTIC CEREMONIES) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir John Harris moved, That this Bill be now read a second time. Debate ensued.
Question—put.
The Council divided.

Ayes, 24.

The Hon. Sir William Angliss,
J. M. Balfour (*Teller*),
G. Bolster,
G. L. Chandler,
A. Crofts,
W. H. Edgar,
C. P. Gartside,
Sir George Goudie,
Sir John Harris,
P. P. Inehbold (*Teller*),
C. E. Isaac,
J. A. Kennedy,
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
J. H. Lienhop,
G. S. McArthur,
W. MacAulay,
A. E. McDonald,
H. H. Olney,
A. J. Pittard,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

Noes, 6.

The Hon. W. J. Beckett,
P. J. Clarey,
J. H. Disney (*Melbourne West*),
Paul Jones,
P. J. Kennelly (*Teller*),
D. L. McNamara (*Teller*).

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

House in Committee.

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

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

10. **POLICE OFFENCES (DOG RACING) BILL.**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made by the Council in such Bill.

11. **STOCK FOODS BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Three of the Stock Foods Act 1928*” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

12. **CEMETERIES (SPRING VALE NECROPOLIS) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Seventy-six of the Cemeteries Act 1928*” and desiring the concurrence of the Council therein.

On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

13. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 5 inclusive and No. 7, be postponed until after the Order of the Day, General Business.

14. **COMPANIES (SPECIAL INVESTIGATIONS) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

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

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

15. STATE ELECTRICITY COMMISSION (TRADING) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir George Goudie moved, That this Bill be now read a second time.

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

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

The Honorable Sir George Goudie moved, That the debate be adjourned until to-morrow.

The Honorable Sir William Angliss moved, as an amendment, That the word “to-morrow” be omitted with the view of inserting in place thereof the words “Tuesday next”.

Debate ensued.

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

The Council divided.

Ayes, 15.

The Hon. J. M. Balfour,
W. J. Beckett,
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
Paul Jones,
P. J. Kennelly,
R. Kilpatrick (*Teller*),
A. E. McDonald,
D. L. McNamara,
H. H. Olney,
H. Pye,
R. C. Rankin (*Teller*),
L. R. Rodda,
G. J. Tuckett.

Noes, 12.

The Hon. Sir William Angliss (*Teller*),
G. Bolster,
G. L. Chandler,
P. J. Clarey,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
J. A. Kennedy (*Teller*),
Lieut.-Col. G. V. Lansell,
J. H. Lienhop,
G. S. McArthur,
W. MacAulay.

And so it was resolved in the affirmative.

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

16. ADJOURNMENT.—The Honorable Sir John Harris moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

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

No. 17.

WEDNESDAY, 20TH NOVEMBER, 1940.

- The President took the Chair and read the Prayer.
- PAPER.—The following Paper, pursuant to the directions of several Acts of Parliament, was laid upon the Table by the Clerk:—
Public Trustee Acts—Regulation relating to charges made by the Public Trustee.
- COMPANIES (SPECIAL INVESTIGATIONS) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with an amendment the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
- FIRE BRIGADES (FINANCIAL) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to the Borrowing Powers of the Metropolitan Fire Brigades Board*” and desiring the concurrence of the Council therein.
On the motion of the Honorable G. J. Tuckett, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.

5. STATE ELECTRICITY (COMMISSION (TRADING) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—

Debate resumed.

Question—put.

The Council divided.

Ayes, 18.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney (*Melbourne West*),
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
P. P. Inchbold,
Paul Jones (*Teller*),
P. J. Kennelly,
R. Kilpatrick,
A. E. McDonald,
D. L. McNamara,
H. H. Olney,
A. J. Pittard (*Teller*),
H. Pye,
L. R. Rodda,
G. J. Tuckett.

Noes, 13.

The Hon. Sir William Angliss,
G. Bolster (*Teller*),
G. L. Chandler,
J. S. Disney (*Higinbotham*),
W. H. Edgar,
C. P. Gartside,
C. E. Isaac,
J. A. Kennedy,
Lieut.-Col. G. V. Lansell (*Teller*),
J. H. Lienhop,
G. S. McArthur,
W. MacAulay,
R. C. Rankin.

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

House in Committee.

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

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

6. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable Sir John Harris moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at forty-six minutes past Eleven o'clock, adjourned until Tuesday next.

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

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 18.

TUESDAY, 26TH NOVEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. THE LATE HONORABLE SIR STANLEY ARGYLE.—The Honorable Sir John Harris moved, by leave, That this House place on record its deep regret at the death of the Honorable Sir Stanley Seymour Argyle, Knight Commander of the Order of the British Empire, and its appreciation of the valuable services rendered by him to the Parliament and people of Victoria during his long and honorable career as a member of the Legislative Assembly, Minister of the Crown, and Premier of the State.
And other honorable members and the President having addressed the House—
The question was put, and honorable members signifying their assent by rising in their places, unanimously resolved in the affirmative.
3. ADJOURNMENT.—The Honorable Sir John Harris moved, That the House, out of respect to the memory of the late Honorable Sir Stanley Argyle, do now adjourn until a quarter to Eight o'clock this day.
Question—put and resolved in the affirmative.

And then the Council, at twenty-three minutes past Five o'clock, adjourned until a quarter to Eight o'clock this day.

1. The President resumed the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
Education (Patriotic Ceremonies) Act.
Police Offences (Dog Racing) Act.
State Electricity Commission (Trading) Act.
3. TITLE OF "HONORABLE."—The President announced that he had received from the Honorable the Premier a copy of a despatch from the Secretary of State for Dominion Affairs intimating that His Majesty the King had been pleased to approve of the retention of the title of "Honorable" by Mr. William Tyner, who had served continuously as a member of the Legislative Council of Victoria for a period of more than ten years.
4. FACTORIES AND SHOPS (BREAD) BILL.—On the motion of the Honorable G. J. Tuckett, a Bill to amend the Law Relating to the Baking and Delivering of Bread was, by leave, read a first time, ordered to be printed and to be read a second time to-morrow.
5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Charities Board of Victoria—Report for the year 1939-40.
Education Act 1928—Regulation XXI.—Scholarships.
National Security (Emergency Powers) Acts—National Security (Air Raid Precautions) Regulations.
State Coal Mine Industrial Tribunal Act 1932—Award No. 55 made by the State Coal Mine Industrial Tribunal relating to rates of pay and working conditions of certain grades, together with the Report of the Victorian Railways Commissioners with regard thereto.

6. ALTERATION OF SESSIONAL ORDERS.—The Honorable Sir John Harris moved, That so much of the Sessional Orders as provides that on Wednesday in each week Private Members' business shall take precedence of Government business and that no new business except the postponement of business on the Notice-paper shall be taken after the hour of Eleven o'clock be rescinded, and that for the remainder of the Session Government business shall take precedence of all other business.
Debate ensued.
Question—put and resolved in the affirmative.
7. WATER SUPPLY LOANS APPLICATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable Sir William Angliss having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
8. UNEMPLOYMENT RELIEF TAX (RATES) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
10. STATE RELIEF COMMITTEE BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. J. Tuckett moved, That this Bill be now read a second time.
Debate ensued.
The Honorable H. H. Olney moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.

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

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

No. 19.

WEDNESDAY, 27TH NOVEMBER, 1940.

- The President took the Chair and read the Prayer.
- PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
 - Railways—Report of the Victorian Railways Commissioners for the quarter ended 30th September, 1940.
 - State Electricity Commission Acts—
 - Amendment of the Electrical Approvals Regulations—Approval of Equipment, 1935.
 - Report of the Commission for the year 1939-40.
 - State Rivers and Water Supply Commission—Thirty-fifth Annual Report, 1939-40.
- POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1, be postponed until later this day.
- STATE RELIEF COMMITTEE BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar reported that the Committee had made progress in the Bill, and asked leave to sit again.
Resolved—That the Council will, later this day, again resolve itself into the said Committee.

5. **INDUSTRIAL LIFE ASSURANCE BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
6. **PAWNBROKERS BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable Sir William Angliss reported that the Committee had agreed to the Bill with amendments.
Ordered—That the Report be taken into consideration to-morrow.
7. **CONSOLIDATED REVENUE BILL (No. 5).**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of One million four hundred and twelve thousand seven hundred and ten pounds to the service of the year One thousand nine hundred and forty and One thousand nine hundred and forty-one*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and to be read a second time to-morrow.
8. **ADJOURNMENT.**—The Honorable Sir John Harris moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

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

No. 20.

THURSDAY, 28TH NOVEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. **LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to make Provision for Building Regulations, and for other purposes*” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir George Goudie, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time on Tuesday next.
3. **FITZROY LAND BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
4. **PAPER.**—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—
State Accident Insurance Office—Report, Profit and Loss Account, and Balance-sheet for the year 1939-40.
5. **SUPERANNUATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

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

House in Committee.

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

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

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

House in Committee.

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

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

8. **CEMETERIES (SPRING VALE NECROPOLIS) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

9. **FIRE BRIGADES (FINANCIAL) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

10. **FACTORIES AND SHOPS (BREAD) BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

11. **PAWNBROKERS BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole having been read, the Report was adopted, and the Bill was read a third time and passed.

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

12. **CONSOLIDATED REVENUE BILL (No. 5).**—This Bill was, according to Order, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

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

P. T. POOK,

Clerk of the Legislative Council.

VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 21.

TUESDAY, 3RD DECEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The Honorable Sir John Harris presented a Message from His Excellency the Lieutenant-Governor, as Deputy for the Governor, informing the Council that he had, on the 2nd instant, given the Royal Assent to the under-mentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
 - Water Supply Loans Application Act.*
 - Unemployment Relief Tax (Rates) Act.*
 - Industrial Life Assurance Act.*
 - Fitzroy Land Act.*
 - Superannuation Act.*
 - Police Offences Act.*
 - Stock Foods Act.*
 - Cemeteries (Spring Vale Necropolis) Act.*
 - Fire Brigades (Financial) Act.*
 - Consolidated Revenue Act.*
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 - Forests Acts—
 - Forest Industries Fire Protection Regulations 1940.
 - General Fire Lighting Regulations 1940.
 - Marketing of Primary Products Act 1935—Regulations—Sale of Onions.
 - Public Service Act 1928—Regulations—
 - Classification of General Division, Chapter VII.—
 - Department of Chief Secretary.
 - Department of Labour (2 papers).
 - Department of Mines.
 - Department of Public Health.
 - Department of State Forests.
 - Department of Treasurer.
 - Department of Water Supply.
 - Professional Division, Chapter II.—Department of Law.
 - Travelling Allowances, Chapter IX.—Part II.—Allowances to Certain Officers— Department of Lands and Survey.
 - Slum Reclamation and Housing Act 1938—Second Annual Report of the Housing Commission of Victoria for the year 1939-40.
4. LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir George Goudie moved, That this Bill be now read a second time.

Debate ensued.

The Honorable C. H. A. Eager 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.

The Council divided.

Ayes, 19.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney (*Melbourne West*),
A. McD. Fraser (*Teller*),
Sir George Goudie,
Sir John Harris,
Paul Jones,
P. J. Kennelly,
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
J. H. Lienhop (*Teller*),
A. E. McDonald,
D. L. McNamara,
H. H. Olney,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

Noes, 14.

The Hon. Sir William Angliss,
G. Bolster,
G. L. Chandler,
A. Crofts,
J. S. Disney (*Higinbotham*),
C. H. A. Eager,
W. H. Edgar,
C. P. Gartside (*Teller*),
P. P. Inchbold,
C. E. Isaac,
J. A. Kennedy,
G. S. McArthur,
W. MacAulay (*Teller*),
A. J. Pittard.

And so it was resolved in the affirmative.

Debate on the main question continued.

Question—That the Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

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

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

5. SOIL CONSERVATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act relating to Soil Conservation*" and desiring the concurrence of the Council therein.

On the motion of the Honorable H. Pye, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

6. BENDIGO LAND BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to provide for the Revocation of the Reservation of certain Land at Bendigo as a Site for Public Baths and Public Convenience and for the Revocation of the Crown Grant of the said Land to the Mayor Councillors and Citizens of the City of Sandhurst and for the Closing of Portions of certain Streets adjacent to the said Land, and to authorize the Borrowing of certain Money by the Council of the City of Bendigo for the Purchase of the said Land and the said Portions of Streets, and to provide for the Crown Grant thereof to the said City, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

7. DROUGHT RELIEF BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to make Provision for the Relief of Farmers who have sustained Losses by reason of the Drought in Victoria during the year One thousand nine hundred and forty*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

8. INCOME TAX (ASSESSMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the Law relating to the Imposition Assessment and Collection of Income Tax*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and to be read a second time to-morrow.

9. ADJOURNMENT.—ALTERATION OF HOUR OF MEETING.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until to-morrow at Eleven o'clock.

Debate ensued.

Question—put and resolved in the affirmative.

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

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

No. 22.

WEDNESDAY, 4TH DECEMBER, 1940.

1. The President took the Chair and read the Prayer.
2. FINANCIAL EMERGENCY (MORTGAGES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to remove Doubts as to the Operation and Effect of Sub-section (5) of Section Twenty-two of the ‘ Financial Emergency Act 1931 ’* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Country Roads Board—Report for the year 1939–40.
Factories and Shops—Report of the Chief Inspector for the year 1939.
Forests Commission of Victoria—Twenty-first Annual Report, Financial Year 1939–40.
4. SOIL CONSERVATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment, and desiring their concurrence therein.
5. RAILWAY LOAN AND APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to authorize the Raising of Money for Railway Purposes and to Sanction the Issue and Application of the Money so raised and of other Money available for Railways under Loan Acts or in the State Loans Repayment Fund, and for other purposes* ” and desiring the concurrence of the Council therein.
On the motion of the Honorable Sir John Harris, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed and, by leave, to be read a second time later this day.
6. BENDIGO LAND BILL.—This Bill was, according to Order, read a second time and committed to a Committee of the whole.
House in Committee.
The President resumed the Chair; and the Honorable W. H. Edgar having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
7. DROUGHT RELIEF BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Deputy-President resumed the Chair; and the Honorable J. M. Balfour having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
8. INCOME TAX (ASSESSMENT) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.
House in Committee.
The Deputy-President resumed the Chair; and the Honorable R. Kilpatrick having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.
9. FACTORIES AND SHOPS (BREAD) BILL.—The Deputy-President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same without amendment.
10. PAWNBROKERS BILL.—The Deputy-President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.

11. LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the Deputy-President left the Chair.

House in Committee.

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

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

12. FARMERS PROTECTION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to make Provision, for the purposes of the 'Farmers Protection Act 1940', with respect to Proceedings under Divisions Five and Six of Part XII. of the 'Local Government Act 1928' and to amend Section Twenty-two of the 'Farmers Protection Act 1940'*" and desiring the concurrence of the Council therein.

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

13. CARRIAGES BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend Section Four of the 'Carriages Act 1928'*" and desiring the concurrence of the Council therein.

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

14. LOCAL GOVERNMENT BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the Law relating to Local Government*" and desiring the concurrence of the Council therein.

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

15. SOIL CONSERVATION BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendment made by the Council in such Bill.

16. COMPANIES (SPECIAL INVESTIGATIONS) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the amendments made by the Assembly be considered later this day.

17. NURSES BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment, and desiring the concurrence of the Council therein.

Ordered—That the amendment made by the Assembly be considered later this day.

18. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—

Grain Elevators Act 1934—Report of the Grain Elevators Board for the year ended 31st October, 1940.

19. NURSES BILL.—The Order of the Day for the consideration of the amendment made in this Bill by the Assembly having been read, the said amendment was read and is as follows:—

Clause 2, page 2, lines 11–12, omit "or paid officers or servants of any hospital".

On the motion of the Honorable Sir John Harris, the Council agreed to the amendment made by the Assembly, and ordered that a Message be sent to the Assembly acquainting them therewith.

20. STATE RELIEF COMMITTEE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

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

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

21. FINANCIAL EMERGENCY (MORTGAGES) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

22. RAILWAY LOAN AND APPLICATION BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

23. COMPANIES (SPECIAL INVESTIGATIONS) BILL.—The Order of the Day for the consideration of the amendments made in this Bill by the Assembly having been read, the said amendments were read and are as follow:—

1. Clause 3, lines 30–33, omit “ and be read and construed accordingly and in particular without affecting the generality of the foregoing provisions of this sub-section ” and insert “ but so that ”.

2. „ sub-clause (2), paragraph (a), at the end of the paragraph omit “ and ” and insert—

“ () for sub-section (9) of the said section one hundred and thirty-six there were substituted the following sub-section:—

‘ (9) The expenses of and incidental to an investigation under this section (in this sub-section referred to as “the expenses”) shall be defrayed out of moneys provided by Parliament:

Provided that the Governor in Council in any case where he thinks proper so to do may direct that the expenses or any portion of the same shall be paid by the company or the applicants or in part by the company and in part by the applicants and the same shall be payable to His Majesty accordingly and in any such case any balance of the expenses not defrayed either by the company or the applicants shall be defrayed out of moneys provided by Parliament; and ”.

3. Clause 6, at the end of the clause insert—

“ (2) If in any prosecution for an offence alleged to have been committed against this section it is proved that the person charged with such offence—

(a) has destroyed or altered any book document or record as aforesaid; or

(b) has sent or attempted to send or conspired to send out of Victoria any such book document or record or any property aforesaid—

the onus of proving that in so doing he had not acted with intent to defeat the purposes of this Act or with intent to delay or obstruct the carrying out of an investigation under this Act shall lie on him.”

Amendment 1 agreed to.

Amendments 2 and 3, after debate, agreed to.

Ordered—That a Message be sent to the Assembly acquainting them that the Council have agreed to the amendments made by the Assembly.

24. FARMERS PROTECTION (AMENDMENT) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

25. SUPREME COURT (OFFICERS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “An Act to amend the Law relating to the Appointment of certain Officers of the Supreme Court” and desiring the concurrence of the Council therein.

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

26. CARRIAGES BILL.—This Bill was, according to Order and after debate, read a second time and committed to a committee of the whole.

House in Committee.

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

Ordered—That a message be sent to the Assembly acquainting them that the Council have agreed to the Bill without amendment.

27. LOCAL GOVERNMENT BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

28. SUPREME COURT (OFFICERS) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

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

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

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

THURSDAY, 5TH DECEMBER, 1940.

29. APPROPRIATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June One thousand nine hundred and forty-one and to appropriate the Supplies granted in this Session of Parliament*" and desiring the concurrence of the Council therein.

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

House in Committee.

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

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

30. FARMERS PROTECTION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.

31. STATE RELIEF COMMITTEE BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.

32. LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the amendments made by the Council in such Bill.

33. ADJOURNMENT.—The Honorable Sir John Harris moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 14th January next.

Question—put and resolved in the affirmative.

And then the Council, at sixteen minutes past Two o'clock in the morning, adjourned until Tuesday, the 14th January next.

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

SESSION 1940.

BILLS ASSENTED TO AFTER THE FINAL ADJOURNMENT OF BOTH HOUSES AND BEFORE THE PROROGATION.

The following Message from His Excellency the Governor was received after the final adjournment of both Houses :—

WINSTON DUGAN,
Governor of Victoria.

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

- Bendigo Land Act 1940.
- Drought Relief Act 1940.
- Income Tax (Assessment) Act 1940.
- Factories and Shops (Bread) Act 1940.
- Pawnbrokers Act 1940.
- Soil Conservation Act 1940.
- Nurses Act 1940.
- Financial Emergency (Mortgages) Act 1940.
- Railway Loan and Application Act 1940.
- Companies (Special Investigations) Act 1940.
- Carriages Act 1940.
- Local Government Act 1940.
- Supreme Court (Officers) Act 1940.
- Farmers Protection (Amendment) Act 1940.
- State Relief Committee Act 1940.
- Local Government (Building Regulations) Act 1940.

Government Offices,
Melbourne, 9th December, 1940.

On the 9th December, 1940, His Excellency the Governor gave the Royal Assent to the following Act, presented by Mr. Speaker :—

- Appropriation Act 1940.

SESSION 1940.

QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO.

Subject-matter, and Name of Member.	Number of Notice-Paper. (Question.)	Page in Hansard. (Reply.)
BOARDS and Commissions—Number now operating—Total membership, and total and annual cost of administration (<i>Hon. J. S. Disney</i>)	21	1986
Butter manufacture—Percentage of choicest butter in 1939–40 and Government action to improve such percentage—Action against factories not producing required percentage—Depreciation in quality of butter during past five years (<i>Hon. W. Macaulay</i>)	18	1793
CHICORY Marketing Board— Tonnage of 1939–40 crop sold and tonnage unsold—*Balance-sheets for past three years (<i>Hon. C. P. Gartside</i>)	10	1048
*Voters' Roll for 1938–39, and statement of receipts and disbursements for past three years (<i>Hon. C. P. Gartside</i>) <i>And see</i> "Marketing, &c."	12	1272
Commissions. <i>See</i> "Boards and Commissions."		
FUEL Control. <i>See</i> "State Liquid Fuel Control Board."		
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* Request that papers be laid on the Library Table.

† Question asked without notice.



VICTORIA GOVERNMENT GAZETTE.

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No. 11]

MONDAY, JANUARY 13.

[1941

PROROGUING THE PARLIAMENT OF VICTORIA.

PROCLAMATION

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

WHEREAS The Parliament of Victoria stands adjourned until Tuesday, the fourteenth day of January, 1941: Now I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Tuesday, the eleventh day of March, 1941.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this thirteenth day of January, in the year of our Lord One thousand nine hundred and forty-one, and in the fifth year of the reign of His Majesty King George VI.

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

A. A. DUNSTAN,
Premier.

GOD SAVE THE KING!

SELECT COMMITTEES

APPOINTED DURING THE SESSION 1940.

No. 1.—ELECTIONS AND QUALIFICATIONS.

Appointed (by President's Warrant) 1st May, 1940.

The Hon. W. J. Beckett† (vice Sir Alan Currie) C. H. A. Eager* Sir George Goudie Sir John Harris*	The Hon. G. S. McArthur D. L. McNamara A. J. Pittard† (vice J. P. Jones).
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No. 2.—STANDING ORDERS.

Appointed 7th May, 1940.

The Hon. the President Sir William Angliss† (vice Sir Alan Currie) W. J. Beckett† (vice J. P. Jones) C. H. A. Eager* W. H. Edgar	The Hon. Sir George Goudie Sir John Harris* J. H. Lienhop† (vice M. Saltau) D. L. McNamara G. J. Tuckett.
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No. 3.—HOUSE (JOINT).

Appointed 7th May, 1940, under Act No. 3660, s. 367.

The Hon. the President (<i>ex officio</i>) Sir William Angliss* P. P. Inchbold	The Hon. J. A. Kennedy† (vice E. L. Kiernan) D. L. McNamara H. Pye*.
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No. 4.—LIBRARY (JOINT).

Appointed 7th May, 1940.

The Hon. the President P. J. Clarey† (vice E. L. Kiernan) C. H. A. Eager† (vice M. Saltau)	The Hon. R. Kilpatrick* H. Pye† (vice W. Tyner).
--------------------------------------------------------------------------------------------------------	--------------------------------------------------------

* Vacated office on retirement from the Council by effluxion of time; re-appointed 31st July, 1940, after re-election as a member of the Council.

† Appointed 31st July, 1940, in place of a member who vacated office on retirement from the Council by effluxion of time and who was not re-elected as a member of the Council.

SELECT COMMITTEES—*continued.*

No. 5.—PRINTING.

Appointed 7th May, 1940.

The Hon. the President
 J. M. Balfour*
 G. Bolster*
 G. L. Chandler
 J. H. Disney

The Hon. Lieut.-Col. G. V. Lansell*
 G. S. McArthur
 H. H. Olney
 A. J. Pittard
 L. R. Rodda†
 (*vice* E. L. Kiernan).

No. 6.—STATUTE LAW REVISION (JOINT).

Appointed 7th May, 1940.

The Hon. W. J. Beckett*
 C. H. A. Eager*
 W. H. Edgar

The Hon. Sir George Goudie
 Sir John Harris*
 J. A. Kennedy†
 (*vice* J. P. Jones).

* Vacated office on retirement from the Council by effluxion of time; re-appointed 31st July, 1940, after re-election as a member of the Council.

† Appointed 31st July, 1940, in place of a member who vacated office on retirement from the Council by effluxion of time and who was not re-elected as a member of the Council.

VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 1.

Extracted from the Minutes.

TUESDAY, 10TH SEPTEMBER, 1940.

No. 1.—MARGARINE BILL.—Clause 23—

23. (1) The Governor in Council may make regulations for or with respect to—
- (a) the labelling of or the writing or printing of particulars on packages of margarine ;
 - (b) securing information as to sales stocks manufacture packing and ingredients of margarine ;
 - (c) the situation construction operation maintenance and cleanliness of premises where margarine is manufactured ;
 - (d) the packing of margarine ;
 - (e) the methods of analysis of any margarine for the purposes of this Act ;
 - (f) prescribing chemical and physical criteria for the fatty portion of any type of margarine which may constitute the basis of proof for the purposes of this Act that any margarine is or is not of such type ;
 - (g) licences, applications for licences, the granting of licences and transfers of licences ;
 - (h) forms for the purposes of this Act (and all such forms or forms to the like effect shall be sufficient in law) ;
 - (i) penalties not exceeding Fifty pounds for the breach of any regulation ; and

* * * * *

—(Hon. H. Pye.)

Amendment proposed—That the following new paragraph be inserted to follow paragraph (i):—

“() fixing the maximum price at which table margarine and cooking margarine respectively may be sold ; and ”

—(Hon. W. J. Beckett.)

Question—That the new paragraph proposed to be inserted be so inserted—put.

Committee divided—the Hon. Sir William Angliss in the Chair.

Ayes, 6.

The Hon. W. J. Beckett,
C. H. A. Eager,
P. P. Inchbold,
C. E. Isaac (*Teller*),
Paul Jones (*Teller*),
J. A. Kennedy.

Noes, 9.

The Hon. J. M. Balfour,
Sir John Harris,
R. Kilpatrick (*Teller*),
G. S. McArthur,
A. E. McDonald (*Teller*),
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.

VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 2.

Extracted from the Minutes.

WEDNESDAY, 25TH SEPTEMBER, 1940.

No. 1.—HEALTH (AMENDMENT) BILL.—Clause 2—

2. Section nineteen of the *Health Act* 1935 is hereby repealed.

—(Hon. D. L. McNamara.)

Question—That clause 2 stand part of the Bill—put.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 15.

The Hon. W. J. Beckett,
 G. L. Chandler,
 P. J. Clarey,
 J. H. Disney (*Melbourne West*),
 J. S. Disney (*Higinbotham*)
 (Teller),
 C. H. A. Eager,
 A. McD. Fraser (Teller),
 C. P. Gartside,
 C. E. Isaac,
 Paul Jones,
 J. A. Kennedy,
 P. J. Kennelly,
 D. L. McNamara,
 H. H. Olney,
 A. J. Pittard.

Noes, 12.

The Hon. J. M. Balfour,
 Sir George Goudie,
 Sir John Harris,
 P. P. Inchbold,
 R. Kilpatrick,
 J. H. Lienhop,
 W. MacAulay (Teller),
 A. E. McDonald,
 H. Pye,
 R. C. Rankin (Teller),
 L. R. Rodda,
 G. J. Tuckett.

And so it was resolved in the affirmative.

The Council being in Committee after midnight—

THURSDAY, 26TH SEPTEMBER.

No. 2.—POLICE OFFENCES (RAFFLES) BILL.—Clause 2—

2. (1) The Attorney-General, upon application made to him in writing in a form approved by the Attorney-General by any person or body of persons desiring to conduct a raffle the net proceeds whereof are intended to be appropriated exclusively to a fund certified to be a patriotic fund under section twenty-two of the *Patriotic Funds Act* 1939 or to the fund or any part of the fund of the Australian Red Cross Society, may issue a consent in writing to the conduct of such raffle.

(2) Such consent may be given subject to such conditions as the Attorney-General thinks fit to impose with respect to—

- (a) the authorities to be obtained by persons assisting in the conduct of the raffle ;
- (b) the application of the proceeds of the raffle ;
- (c) the audit of expenditure and receipts in relation to the conduct of the raffle ; and
- (d) generally the conduct of the raffle and matters incidental thereto—

and every such consent shall be given subject to a condition that no person shall receive any payment by way of salary commission or other remuneration whatsoever in respect of his services in relation to such raffle.

* * * * *

—(*Hon. Sir John Harris.*)

Amendment proposed—That the following words be inserted after the word “ raffle ” where last occurring in sub-clause (2) :—

“ and to a condition that no ticket entitling the holder thereof to participate in such raffle shall be sold or delivered to any person apparently under the age of sixteen years ”.

—(*Hon. J. A. Kennedy.*)

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

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 10.

The Hon. G. L. Chandler,
C. H. A. Eager,
C. P. Gartside,
P. P. Inchbold (*Teller*),
C. E. Isaac,
J. A. Kennedy,
G. S. McArthur,
W. MacAulay,
A. E. McDonald,
A. J. Pittard (*Teller*).

Noes, 18.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey (*Teller*),
J. H. Disney (*Melbourne West*),
J. S. Disney (*Higinbotham*),
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
Paul Jones,
P. J. Kennelly (*Teller*),
R. Kilpatrick,
J. H. Lienhop,
D. L. McNamara,
H. H. Olney,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.

No. 3.—POLICE OFFENCES (RAFFLES) BILL.—Proposed new clause A—

A. This Act shall continue in operation during the war in which His Majesty is at present engaged and for a period of six months thereafter and no longer.

—(*Hon. R. Kilpatrick.*)

Motion made and question put—That new clause A be added to the Bill.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 14.

The Hon. G. L. Chandler (*Teller*),
Sir Frank Clarke,
J. S. Disney (*Higinbotham*),
C. H. A. Eager,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
J. A. Kennedy (*Teller*),
R. Kilpatrick,
G. S. McArthur,
W. MacAulay,
A. E. McDonald,
A. J. Pittard,
R. C. Rankin.

Noes, 15.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney (*Melbourne West*),
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
Paul Jones (*Teller*),
P. J. Kennelly,
J. H. Lienhop (*Teller*),
D. L. McNamara,
H. H. Olney,
H. Pye,
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.



VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 3.

Extracted from the Minutes.

TUESDAY, 8TH OCTOBER, 1940.

No. 1.—MARKETING OF PRIMARY PRODUCTS BILL.—Clause 4—

4. In paragraph (k) of section thirty-five of the Principal Act for the words "one hundred and fifty" there shall be substituted the words "one hundred".

—(Hon. G. J. Tuckett.)

Amendment proposed—That the words "one hundred" (where last occurring) be omitted with the view of inserting in place thereof the word "fifty".

—(Hon. C. P. Gartside).

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

Committee divided—the Hon. R. Kilpatrick in the Chair.

Ayes, 17.

- The Hon. P. J. Clarey,
- Sir Frank Clarke,
- J. H. Disney (*Melbourne West*),
- A. McD. Fraser,
- Sir George Goudie,
- Sir John Harris,
- Paul Jones,
- P. J. Kennelly,
- Lieut.-Col. G. V. Lansell (*Teller*),
- J. H. Lienhop,
- W. MacAulay (*Teller*),
- A. E. McDonald,
- D. L. McNamara,
- H. Pye,
- R. C. Rankin,
- L. R. Rodda,
- G. J. Tuckett.

Noes, 5.

- The Hon. G. L. Chandler (*Teller*),
- C. H. A. Eager,
- C. P. Gartside (*Teller*),
- C. E. Isaac,
- G. S. McArthur.

And so it was resolved in the affirmative.



VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 4.

Extracted from the Minutes.

TUESDAY, 29TH OCTOBER, 1940.

No. 1.—POLICE OFFENCES (DOG RACING) BILL.—Clause 3—

Motion made and question put—That the chairman do report progress and ask leave to sit again.

—(*Hon. P. J. Clarey*).

Committee divided—the Hon. J. H. Disney in the Chair.

Ayes, 15.

The Hon. W. J. Beckett,
G. L. Chandler,
P. J. Clarey,
A. Crofts (*Teller*),
J. S. Disney (*Higinbotham*),
C. H. A. Eager,
A. McD. Fraser,
C. E. Isaac (*Teller*),
Paul Jones,
J. A. Kennedy,
J. H. Lienhop,
G. S. McArthur,
W. MacAulay,
D. L. McNamara,
A. J. Pittard.

Noes, 9.

The Hon. Sir William Angliss (*Teller*),
J. M. Balfour,
C. P. Gartside (*Teller*),
Sir George Goudie,
Sir John Harris,
R. Kilpatrick,
H. Pye,
L. R. Rodda,
G. J. Tuckett.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 5.

Extracted from the Minutes

TUESDAY, 12TH NOVEMBER, 1940.

No. 1.—POLICE OFFENCES (DOG RACING) BILL.—Clause 4—

4. The Chief Secretary may upon application in that behalf made to him in the prescribed form and within the prescribed period by any person or body corporate or unincorporate who or which was the promoter of dog races held on any ground during the period of twelve months immediately preceding the twenty-fifth day of June One thousand nine hundred and forty issue to such person or body a licence to hold dog races on such ground during the period of twelve months commencing on the first day of January next after the commencement of this Act.

—(Hon. Sir George Goudie.)

Amendment proposed—That the following new sub-clause be inserted at the end of the clause :—

“(2) (a) The Governor in Council may, upon application in that behalf made in the prescribed form at any time by any person or body corporate or unincorporate who or which proposes to become the promoter of dog races on any ground (not being a ground on which dog races were held during the period of twelve months immediately preceding the twenty-fifth day of June One thousand nine hundred and forty), issue to such person or body a licence to hold dog races on such ground during the period commencing from the date of issue of such licence and ending on the thirty-first day of December then next following.

(b) No licence shall be issued pursuant to this sub-section—

(i) unless the application is supported by the signed petition of not less than five hundred persons who are enrolled as electors for the Legislative Assembly and whose places of residence in respect of which they are so enrolled are within a radius of ten miles of such ground ; and

(ii) until a police magistrate appointed for the purpose by the Governor in Council has conducted an inquiry into the proposal to hold dog races on such ground (at which inquiry persons who desire to support or oppose the proposal may be examined on oath), and such police magistrate has furnished to the Governor in Council a report upon such inquiry setting out—

whether there appears to be a public demand for the holding of dog races on such ground ;

what objections have been raised thereto ; and

whether he recommends that a licence should be issued :

Provided that where a licence has been issued pursuant to this sub-section the Chief Secretary shall, in determining the numbers of days to be specified in all licences in force in respect of the year commencing on the first day of January then next following, effect a proportionate reduction of such numbers of days in each such licence so that the aggregate number of days upon which dog races are held on all grounds in Victoria during such year shall not be increased by reason of the issue of such first-mentioned licence.”

—(Hon. P. J. Clarey.)

Question—That the new sub-clause proposed to be inserted be so inserted—put.
Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 7.

The Hon. W. J. Beckett,
P. J. Clarey,
J. H. Disney (*Melbourne West*),
A. McD. Fraser (*Teller*),
Paul Jones (*Teller*),
G. S. McArthur,
D. L. McNamara.

Noes, 24.

The Hon. Sir William Angliss,
J. M. Balfour,
G. Bolster,
G. L. Chandler,
Sir Frank Clarke,
A. Crofts,
C. H. A. Eager,
C. P. Gartside,
Sir George Goudie,
Sir John Harris,
P. P. Inchbold,
C. E. Isaac (*Teller*),
J. A. Kennedy,
P. J. Kennelly,
R. Kilpatrick,
J. H. Lienhop,
W. MacAulay,
A. E. McDonald,
H. H. Olney,
A. J. Pittard,
H. Pye,
R. C. Rankin (*Teller*),
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.

No. 2.—POLICE OFFENCES (DOG RACING) BILL.—Clause 11—

11. (1) If any dog race is held on any ground in contravention of this Act (whether such dog race is held by the holder of a licence under this Act or not) then the promoter of such dog race and the occupier of the ground on which such dog race is held and every person acting as steward starter or judge in respect of such dog race shall be guilty of an offence against this Act and shall be liable to a penalty of not less than Fifty pounds and not more than Five hundred pounds :

Provided that no person acting as steward starter or judge in respect of any dog race held by the holder of a licence on the ground to which such licence relates shall be guilty of an offence against this section unless it is proved that he knew that such dog race was being held in contravention of this Act.

(2) Where dog races are held on any ground by any holder of a licence on a greater number of days during any period than is specified in such licence every dog race held on such ground by such holder on any day after the specified number of days has been exhausted (of which fact a certificate purporting to be signed by the Chief Commissioner of Police shall be *prima facie* evidence) shall be deemed to be held in contravention of this Act and the provisions of the last preceding sub-section shall apply with respect to all dog races so held accordingly.

—(*Hon. Sir George Goudie.*)

Amendment proposed—That the words “ (of which fact a certificate purporting to be signed by the Chief Commissioner of Police shall be *prima facie* evidence) ” be omitted.

—(*Hon. P. J. Clarey.*)

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

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 12.

The Hon. J. M. Balfour,
G. Bolster (*Teller*),
Sir George Goudie,
Sir John Harris,
R. Kilpatrick,
J. H. Lienhop,
H. H. Olney,
A. J. Pittard,
H. Pye,
R. C. Rankin,
L. R. Rodda (*Teller*),
G. J. Tuckett.

Noes, 18.

The Hon. Sir William Angliss,
W. J. Beckett,
G. L. Chandler,
P. J. Clarey,
A. Crofts,
J. H. Disney (*Melbourne West*),
C. H. A. Eager,
A. McD. Fraser,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
Paul Jones,
J. A. Kennedy,
P. J. Kennelly,
G. S. McArthur,
W. MacAulay,
A. E. McDonald (*Teller*),
D. L. McNamara (*Teller*).

And so it passed in the negative.

VICTORIA.

LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 6.

Extracted from the Minutes.

TUESDAY, 26TH NOVEMBER, 1940.

No. 1.—UNEMPLOYMENT RELIEF TAX (RATES) BILL.—The Schedule—

The amount of tax shall be an amount calculated on the respective taxable incomes referred to in Column 1 of this Schedule at the respective rates mentioned in Column 2 of this Schedule opposite such respective taxable incomes, but less fifteen per centum of the amount so calculated.

Column 1.	Column 2.
If the taxable income—	The rate per £100 payable on the taxable income shall be—
Is not less than £105 but does not amount to £208	Fifteen shillings and fivepence
Is not less than £208 but does not exceed £312 ..	Nineteen shillings and fourpence
Exceeds £312 but does not exceed £350 ..	Nineteen shillings and ninepence
* * * * *	* * *

—(Hon. Sir John Harris.)

Motion made and question put—That it be a suggestion to the Legislative Assembly that they make the following amendment in the Bill, viz. :—

In the Schedule, omit—

“ Is not less than £105 but does not amount to £208 | Fifteen shillings and fivepence.”

—(Hon. W. J. Beckett.)

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 9.

The Hon. W. J. Beckett,
P. J. Clarey (*Teller*),
J. H. Disney (*Melbourne West*),
A. McD. Fraser (*Teller*),
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
Paul Jones,
D. L. McNamara.

Noes, 20.

The Hon. Sir William Angliss,
J. M. Balfour,
G. Bolster,
G. L. Chandler,
A. Crofts,
C. H. A. Eager,
Sir George Goudie,
Sir John Harris,
J. A. Kennedy (*Teller*),
R. Kilpatrick,
J. H. Lienhop,
G. S. McArthur,
W. MacAulay,
A. E. McDonald,
H. H. Olney (*Teller*),
A. J. Pittard,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.

WEDNESDAY, 27TH NOVEMBER, 1940.

No. 2.—PAWNBROKERS BILL.—Clause 4—

4. For sections twenty-five to twenty-seven of the Principal Act there shall be substituted the following sections:—

* * * * *

26. (1) No pawnbroker shall dispose of any article on which (whether alone or in conjunction with any other article or articles) he has lent in the whole a sum of over Five shillings except by sale in Victoria by public auction in accordance with the provisions of sub-section (3) of this section.

(2) In every case where a pawnbroker lends in the whole a sum of over Five shillings on any article (whether alone or in conjunction with any other article) such pawnbroker shall—

(a) within twelve months after the expiration of the period for which he is by sub-section (1) or (as the case requires) sub-section (2) of the last preceding section required to keep such article; or

(b) (if the person who pawned such article by writing addressed to the pawnbroker requests a further extension of time for redemption) within eighteen months after the expiration of the period referred to in paragraph (a) of this sub-section—

put such article up for sale in Victoria by public auction in accordance with the provisions of sub-section (3) of this section.

(3) In connexion with any such sale the pawnbroker shall—

(a) cause to be fixed for each article or lot to be sold thereat an upset price equal to the amount owing thereon to the pawnbroker at the time of the sale by way of principal and interest together with the necessary charges of the sale;

(b) cause to be published, not later than the third and not earlier than the sixth day before the sale, in a daily newspaper generally circulating in the district in which he is carrying on business and in the district in which the sale is to be held a notice of such sale and a catalogue containing a description of each article or lot to be put up for sale thereat on which he has lent a sum of Ten shillings or more and setting out the number of every pledge-ticket issued in respect of each such article or lot;

(c) not less than four days before the sale, send a similar notice and catalogue to the Treasurer of Victoria; and

(d) obtain forthwith after the sale from the auctioneer and keep for twelve months at his place of business a copy of such catalogue on which is accurately entered the upset price fixed for each article or lot put up for sale and the price obtained for each such article or lot sold.

27. If any pawnbroker—

(a) sells or disposes of or causes or permits to be sold or disposed of any article otherwise than in accordance with the provisions of the two last preceding sections; or

(b) otherwise contravenes or fails to comply with any of the provisions of the two last preceding sections—

such pawnbroker shall (in addition to any damages for which he is liable to the owner of the article or other party injured) be liable to a penalty of not less than Five pounds and not more than Fifty pounds.”

—(Hon. Sir John Harris.)

Amendment proposed—That the words “except by sale” be omitted with the view of inserting in place thereof the words “unless he has first caused such article to be put up for sale”.

—(Hon. C. H. A. Eager.)

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

Committee divided—the Hon. Sir William Angliss in the Chair.

Ayes, 9.

The Hon. Sir George Goudie,
Sir John Harris,
Paul Jones (*Teller*),
J. H. Lienhop,
D. L. McNamara,
H. H. Olney,
H. Pye,
L. R. Rodda (*Teller*),
G. J. Tuckett.

Noes, 18.

The Hon. W. J. Beckett,
G. Bolster,
G. L. Chandler (*Teller*),
P. J. Clarey,
Sir Frank Clarke,
A. Crofts,
J. H. Disney (*Melbourne West*),
C. H. A. Eager,
W. H. Edgar,
A. McD. Fraser,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
J. A. Kennedy,
R. Kilpatrick (*Teller*),
G. S. McArthur,
A. E. McDonald,
R. C. Rankin.

And so it passed in the negative.

No 3.—PAWNBROKERS BILL.—Clause 4—

[For this Clause see Division No. 2 above.]

—(Hon. Sir John Harris.)

Amendment proposed—That the following words be inserted to follow the word “sold” in paragraph (d) :—

“ If the pawnbroker fully complies with the preceding provisions of this section in relation to any article then the property in such article shall pass to the pawnbroker.”

—(Hon. C. H. A. Eager.)

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

Committee divided—the Hon. Sir William Angliss in the Chair.

Ayes, 9.

The Hon. G. Bolster,
G. L. Chandler,
Sir Frank Clarke,
C. H. A. Eager,
C. P. Gartside,
J. A. Kennedy (Teller),
R. Kilpatrick,
G. S. McArthur,
W. MacAulay (Teller).

Noes, 16.

The Hon. W. J. Beckett,
P. J. Clarey,
A. Crofts,
W. H. Edgar,
A. McD. Fraser (Teller),
Sir George Goudie,
Sir John Harris,
C. E. Isaac,
Paul Jones,
J. H. Lienhop,
A. E. McDonald (Teller),
H. H. Olney,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.

No. 4.—PAWNBROKERS BILL.—Clause 4—

[For this Clause see Division No. 2 above.]

—(Hon. Sir John Harris.)

Amendment proposed—That the words “ not less than Five pounds and ” be omitted.

—(Hon. C. H. A. Eager.)

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

Committee divided—the Hon. Sir William Angliss in the Chair.

Ayes, 14.

The Hon. A. Crofts (Teller),
W. H. Edgar,
Sir George Goudie,
Sir John Harris,
P. P. Inchbold,
Paul Jones,
J. H. Lienhop,
W. MacAulay,
D. L. McNamara,
H. H. Olney (Teller),
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

Noes, 13.

The Hon. W. J. Beckett,
G. Bolster,
G. L. Chandler,
P. J. Clarey,
Sir Frank Clarke,
C. H. A. Eager,
A. McD. Fraser,
C. P. Gartside (Teller),
C. E. Isaac (Teller),
J. A. Kennedy,
R. Kilpatrick,
G. S. McArthur,
A. E. McDonald.

And so it was resolved in the affirmative.

VICTORIA.
 LEGISLATIVE COUNCIL.

SESSION 1940.

WEEKLY REPORT OF DIVISIONS
 IN
 COMMITTEE OF THE WHOLE COUNCIL.

No. 7.

Extracted from the Minutes.

TUESDAY, 3RD DECEMBER, 1940.

No. 1.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 4—

4. Subject to this Act and to any express provision, with respect to any matter under the jurisdiction of any Government Department or public authority, in the regulations made under this Act, the administration of the regulations within any municipality in which the regulations have effect shall be carried out by the municipal council of that municipality.

—(Hon. Sir George Goudie.)

Amendment proposed—That the words “or public authority” be omitted.

—(Hon. C. H. A. Eager.)

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

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 20.

The Hon. J. M. Balfour,
 W. J. Beckett,
 P. J. Clarey,
 J. H. Disney,
 A. McD. Fraser,
 Sir George Goudie,
 Sir John Harris,
 P. P. Inchbold,
 Paul Jones (*Teller*),
 P. J. Kennelly,
 R. Kilpatrick (*Teller*),
 J. H. Lienhop,
 W. MacAulay,
 A. E. McDonald,
 D. L. McNamara,
 H. H. Olney,
 H. Pye,
 R. C. Rankin,
 L. R. Rodda,
 G. J. Tuckett.

Noes, 12.

The Hon. Sir William Angliss,
 G. Bolster (*Teller*),
 G. L. Chandler,
 A. Crofts,
 J. S. Disney,
 C. H. A. Eager,
 C. P. Gartside,
 C. E. Isaac,
 J. A. Kennedy (*Teller*),
 Lieut.-Col. G. V. Lansell,
 G. S. McArthur,
 A. J. Pittard.

And so it was resolved in the affirmative.

WEDNESDAY, 4TH DECEMBER, 1940.

No. 2.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 5—

5. (1) There shall, for a period of two years after the appointed day, be a Commission to be known as the “Building Regulations Commission” consisting of eight members appointed by the Governor in Council.

(2) Of such members—

(a) two, one of whom shall be appointed as chairman, shall be persons having an intimate knowledge of building;

* * * * *

—(Hon. Sir George Goudie.)

Amendment proposed—That paragraph (a) be omitted with a view of inserting in place thereof the following new paragraph:—

“(a) one who shall be appointed as chairman shall be a person selected by the Governor in Council”.

—(Hon. C. H. A. Eager.)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 18.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney,
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
Paul Jones,
P. J. Kennelly (*Teller*),
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
J. H. Lienhop,
D. L. McNamara,
A. J. Pittard,
H. Pye,
R. C. Rankin,
L. R. Rodda (*Teller*),
G. J. Tuckett.

Noes, 10.

The Hon. G. Bolster,
G. L. Chandler,
Sir Frank Clarke,
A. Crofts (*Teller*),
J. S. Disney (*Teller*),
C. H. A. Eager,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
J. A. Kennedy.

And so it was resolved in the affirmative.

No. 3.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 11—

11. The Governor in Council, after consideration by the Minister of any report and draft regulations submitted to the Minister by the Commission, may make regulations for or with respect to regulating restricting restraining or prohibiting the construction pulling down and removal of buildings and any matters connected therewith, and (without affecting the generality of the foregoing) for or with respect to all or any of the following matters, namely:—

* * * * *

(19) Regulating or limiting the height of buildings whether with or without reference to the materials of which the buildings are to be constructed or the width of streets or lanes abutting on the area of land on which the buildings are to be constructed;

* * * * *

(26) Prescribing the minimum area and the minimum depth and the minimum frontage of land on which buildings may be erected;

* * * * *

—(Hon. Sir George Goudie.)

Amendment proposed—That paragraph (19) be omitted.

—(Hon. C. H. A. Eager.)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 18.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney,
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
P. P. Inchbold,
Paul Jones,
P. J. Kennelly,
Lieut.-Col. G. V. Lansell (*Teller*),
J. H. Lienhop (*Teller*),
W. MacAulay,
D. L. McNamara,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

Noes, 10.

The Hon. G. Bolster,
G. L. Chandler (*Teller*),
A. Crofts,
J. S. Disney,
C. H. A. Eager,
C. P. Gartside,
C. E. Isaac,
J. A. Kennedy,
R. Kilpatrick,
A. J. Pittard (*Teller*).

And so it was resolved in the affirmative.

No. 4.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 11—
 [For this Clause see Division No. 3 above.]

Amendment proposed—That paragraph (26) be omitted.

—(Hon. Sir George Goudie.)

—(Hon. C. E. Isaac.)

Question—That the paragraph proposed to be omitted stand part of the clause—put.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 17.

The Hon. J. M. Balfour,
 W. J. Beckett,
 P. J. Clarey (*Teller*),
 J. H. Disney,
 A. McD. Fraser,
 Sir George Goudie,
 Sir John Harris,
 P. P. Inchbold,
 Paul Jones,
 P. J. Kennelly,
 Lieut.-Col. G. V. Lansell,
 J. H. Lienhop,
 D. L. McNamara (*Teller*),
 H. Pye,
 R. C. Rankin,
 L. R. Rodda,
 G. J. Tuckett.

Noes, 10.

The Hon. G. Bolster,
 G. L. Chandler,
 A. Crofts,
 J. S. Disney,
 C. H. A. Eager,
 C. P. Gartside (*Teller*),
 C. E. Isaac,
 J. A. Kennedy,
 R. Kilpatrick (*Teller*),
 A. J. Pittard.

And so it was resolved in the affirmative.

No. 5.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 14—

14. (1) Subject to the provisions of this section and to any limitation provided in any regulation the regulations shall have effect in relation to buildings—

(a) in the municipal district of any city or town ;

* * * * *

—(Hon. Sir George Goudie.)

Amendment proposed—That the words “or town” be omitted with the view of inserting in place thereof the words “town or borough”.

—(Hon. J. A. Kennedy.)

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

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 20.

The Hon. W. J. Beckett,
 P. J. Clarey,
 Sir Frank Clarke,
 J. H. Disney,
 A. McD. Fraser,
 C. P. Gartside,
 Sir George Goudie,
 Sir John Harris,
 C. E. Isaac,
 Paul Jones,
 P. J. Kennelly,
 R. Kilpatrick,
 J. H. Lienhop,
 W. MacAulay (*Teller*),
 D. L. McNamara,
 A. J. Pittard,
 H. Pye,
 R. C. Rankin (*Teller*),
 L. R. Rodda,
 G. J. Tuckett.

Noes, 6.

The Hon. G. Bolster,
 G. L. Chandler,
 A. Crofts,
 C. H. A. Eager,
 P. P. Inchbold (*Teller*),
 J. A. Kennedy (*Teller*).

And so it was resolved in the affirmative.

No. 6.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 17—

17. (1) If after due inquiry at which the council has an opportunity of being heard the Minister is satisfied that any council has not exercised any power or performed any duty conferred or imposed on the council by or under any of the provisions of any regulation the Minister may by order under his hand direct the council to exercise the power or to perform the duty within a specified time.

* * * * *

(3) For the purposes of this section—

* * * * *

- (c) any sum specified in an order of the Minister as aforesaid for payment of costs charges and expenses shall be deemed to be expenses properly incurred by the council and shall be a debt due by the municipality to the Crown, and the order shall be conclusive evidence of the sum due; and

* * * * *

—(Hon. Sir George Goudie.)

Amendment proposed—That the word “conclusive” be omitted with a view of inserting in place thereof the words “*prima facie*”.

—(Hon. C. H. A. Eager.)

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

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 19.

The Hon. J. M. Balfour (*Teller*),
W. J. Beckett,
P. J. Clarey,
J. H. Disney (*Teller*),
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
P. P. Inchbold,
Paul Jones,
P. J. Kennelly,
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
J. H. Lienhop,
W. MacAulay,
D. L. McNamara,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

Noes, 7.

The Hon. G. L. Chandler,
Sir Frank Clarke,
A. Crofts (*Teller*),
C. H. A. Eager,
C. P. Gartside,
C. E. Isaac (*Teller*),
J. A. Kennedy.

And so it was resolved in the affirmative.

No. 7.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Clause 19 (*as amended*)—

19. (1) No regulation shall be made under this Act unless—

- (a) a copy of the regulation as proposed to be made has been laid before both Houses of Parliament and posted to each member of Parliament; and
- (b) thereafter the session has continued for at least twenty-one days and the Legislative Assembly has sat on at least seven days and the Legislative Council has sat on at least three days.

(2) Regulations made under this Act—

- (a) shall be published in the *Government Gazette*;

* * * * *

- (d) without prejudice to any other method of revocation, may be revoked by Order of the Governor in Council published in the *Government Gazette*.

—(Hon. Sir George Goudie.)

Amendment proposed—That the following new paragraph be inserted to follow paragraph (d):—

- “(e) shall not contain any provision altering or affecting the onus of proof in any legal proceedings or the rules governing the admissibility of evidence”.

—(Hon. C. H. A. Eager.)

Question—That the new paragraph proposed to be inserted be so inserted—put.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 15.

The Hon. G. Bolster,
G. L. Chandler,
P. J. Clarey,
Sir Frank Clarke,
C. H. A. Eager,
A. McD. Fraser,
C. P. Gartside,
P. P. Inchbold,
C. E. Isaac,
J. A. Kennedy,
Lieut.-Col. G. V. Lansell,
G. S. McArthur (*Teller*),
W. MacAulay,
A. E. McDonald (*Teller*),
A. J. Pittard.

Noes, 14.

The Hon. J. M. Balfour,
W. J. Beckett,
J. H. Disney,
Sir George Goudie,
Sir John Harris,
Paul Jones (*Teller*),
P. J. Kennelly,
R. Kilpatrick,
J. H. Lienhop,
D. L. McNamara,
H. Pye,
R. C. Rankin,
L. R. Rodda (*Teller*),
G. J. Tuckett.

And so it was resolved in the affirmative.

No. 8.—LOCAL GOVERNMENT (BUILDING REGULATIONS) BILL.—Proposed new clause B—

B. If the council or any ratepayer of a municipality or any person aggrieved desires to dispute the validity of any regulation made under this Act and pays into the Supreme Court the sum of Fifteen pounds as security for the costs of the proceedings hereinafter mentioned it shall be lawful for such council ratepayer or person to apply to the said Court upon an affidavit of the facts for an order calling upon the Minister to show cause why such regulation should not be quashed for the illegality thereof; and the said Court may make the said order absolute or discharge it with or without costs as to the Court shall seem meet.

—(Hon. C. H. A. Eager.)

Motion made and question put—That new clause B be added to the Bill.

Committee divided—the Hon. W. H. Edgar in the Chair.

Ayes, 9.

The Hon. G. Bolster (*Teller*),
G. L. Chandler,
Sir Frank Clarke,
C. H. A. Eager,
C. P. Gartside,
C. E. Isaac,
J. A. Kennedy,
G. S. McArthur,
A. J. Pittard (*Teller*),

Noes, 20.

The Hon. J. M. Balfour,
W. J. Beckett,
P. J. Clarey,
J. H. Disney,
A. McD. Fraser,
Sir George Goudie,
Sir John Harris,
P. P. Inchbold,
Paul Jones,
P. J. Kennelly (*Teller*),
R. Kilpatrick,
Lieut.-Col. G. V. Lansell,
J. H. Lienhop (*Teller*),
W. MacAulay,
A. E. McDonald,
D. L. McNamara,
H. Pye,
R. C. Rankin,
L. R. Rodda,
G. J. Tuckett.

And so it passed in the negative.

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author details the various methods used to collect and analyze the data. This includes both primary and secondary research techniques. The primary research involved direct observation and interviews with key stakeholders, while the secondary research focused on reviewing existing literature and reports.

The third part of the document presents the findings of the study. It shows that there is a significant correlation between the variables being studied. The data indicates that as one variable increases, the other tends to decrease, suggesting an inverse relationship.

Finally, the document concludes with a series of recommendations based on the findings. It suggests that organizations should focus on improving their internal controls and reporting mechanisms to ensure the accuracy and reliability of their financial data.

Author Name, Date





VICTORIA • MINUTES OF THE PROCEEDINGS OF THE LEG. COUNCIL SESSION 1940