

PROCEEDINGS OF THE LEGISLATIVE COUNCIL OF THE STATE OF VICTORIA



VICTORIA.



MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

SECOND SESSION 1897.

By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



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MEMBERS OF THE LEGISLATIVE COUNCIL DURING THE PERIOD FROM
29TH SEPTEMBER TO 31ST DECEMBER, 1897, INCLUSIVE.

Provinces and Members.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
MELBOURNE PROVINCE:				
The Honorables—				
Robert Reid	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Elected in place of Hon. G. S. Coppin, who retired by rotation.
Sir Arthur Snowdon	31 Aug. 1895	...	1901	
James Service	1 Sept. 1894	...	1900	Retired by rotation, and re-elected. Retired by rotation, and re-elected.
Cornelius Job Ham	27 Aug. 1892	...	1898	
NORTH YARRA PROVINCE:				
The Honorables—				
William Pitt	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Retired by rotation, and re-elected.
Frederick Sheppard Grimwade	1 Sept. 1894	...	1900	
Nathaniel Levi ... ..	...	8 Sept. 1892	1898	Elected in place of Hon. W. H. Roberts, who retired by rotation.
SOUTH YARRA PROVINCE:				
The Honorables—				
Lieut.-Col. Sir Frederick Thomas Sargood, K.C.M.G.	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Elected in place of Hon. J. M. Davies, who retired by rotation.
George Godfrey ... ..	...	12 Sept. 1895	1901	
Edward Miller	1 Sept. 1894	...	1900	Retired by rotation, and re-elected. Retired by rotation, and re-elected.
Simon Fraser	27 Aug. 1892	...	1898	
SOUTHERN PROVINCE:				
The Honorables—				
Thomas Brunton	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Elected in place of Hon. Sir W. J. Clarke, Bart., deceased.
Sir Rupert Turner Havelock Clarke, Bart.	17 June 1897	...	1900	
Donald Melville	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
SOUTH-WESTERN PROVINCE:				
The Honorables—				
Joseph Henry Connor	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Retired by rotation, and re-elected.
Sidney Austin	1 Sept. 1894	...	1900	
Sir Henry John Wrixon, K.C.M.G., Q.C.	23 July 1896	...	1898	Elected in place of Hon. J. H. Grey, resigned.
NELSON PROVINCE:				
The Honorables—				
Samuel Williamson	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Retired by rotation, and re-elected.
William Henry Seville Osmand	1 Sept. 1894	...	1900	
Thomas Dowling	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
WESTERN PROVINCE:				
The Honorables—				
Agar Wynne	28 Aug. 1896	...	1902	Retired by rotation, and re-elected. Retired by rotation, and re-elected.
Samuel Winter Cooke	1 Sept. 1894	...	1900	
Nathan Thornley	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
NORTH-WESTERN PROVINCE:				
The Honorables—				
Pharez Phillips ... ..	...	10 Sept. 1896	1902	Elected in place of Hon. D. E. McBryde, who retired by rotation. Retired by rotation, and re-elected.
Joseph Major Pratt	31 Aug. 1895	...	1901	
James Bell	1 Sept. 1894	...	1900	Retired by rotation, and re-elected. Elected in place of Hon. D. Coutts, deceased.
Thomas Comrie	22 May 1897	...	1898	

MEMBERS OF THE LEGISLATIVE COUNCIL—*continued.*

Provinces and Members.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
NORTHERN PROVINCE :				
The Honorables—				
William Irving Winter-Irving ...	28 Aug. 1896	...	1902	Retired by rotation, and re-elected.
George Simmie ...	31 Aug. 1895	...	1901	Retired by rotation, and re-elected.
Joseph Sternberg ...	1 Sept. 1894	...	1900	Retired by rotation, and re-elected.
Joseph Henry Abbott ...	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
WELLINGTON PROVINCE :				
The Honorables—				
Sir Henry Cuthbert, K.C.M.G. ...	28 Aug. 1896	...	1902	Retired by rotation, and re-elected.
Edward Morey ...	31 Aug. 1895	...	1901	Retired by rotation, and re-elected.
David Ham ...	1 Sept. 1894	...	1900	Retired by rotation, and re-elected.
Thomas Drummond Wanliss ...	6 May 1893	...	1898	Elected in place of Hon. E. Steinfeld, deceased.
NORTH CENTRAL PROVINCE :				
The Honorables—				
Nicholas FitzGerald ...	28 Aug. 1896	...	1902	Retired by rotation, and re-elected.
Sir William Austin Zeal, K.C.M.G. ...	1 Sept. 1894	...	1900	Retired by rotation, and re-elected. Re-elected President, 4th October, 1894.
Dr. William Henry Embling ...	27 Aug. 1892	...	1898	Elected in place of Hon. W. E. Stanbridge, who retired by rotation.
NORTH-EASTERN PROVINCE :				
The Honorables—				
John Alston Wallace ...	28 Aug. 1896	...	1902	Retired by rotation, and re-elected.
Arthur Otto Sachse ...	1 Sept. 1894	...	1900	Retired by rotation, and re-elected.
Frederick Brown ...	27 Aug. 1892	...	1898	Retired by rotation, and re-elected. Re-appointed Chairman of Committees, 26th October, 1897.
GIPPSLAND PROVINCE :				
The Honorables—				
William McCulloch ...	28 Aug. 1896	...	1902	Retired by rotation, and re-elected.
Charles Sargeant ...	31 Aug. 1895	...	1901	Retired by rotation, and re-elected.
William Pearson ...	18 Sept. 1896	...	1900	Elected in place of Hon. G. Davis, deceased.
Edward Jolley Crooke ...	1 Sept. 1893	...	1898	Elected in place of Hon. W. Pearson, deceased.
SOUTH-EASTERN PROVINCE :				
The Honorables—				
James Balfour ...	28 Aug. 1896	...	1902	Retired by rotation, and re-elected.
James Callender Campbell ...	19 June 1895	...	1900	Elected in place of Hon. Dr. Dobson, deceased.
James Buchanan... ...	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.

GEORGE H. JENKINS,

*Clerk of the Parliaments.*Legislative Council,
Melbourne, 31st December, 1897.

I N D E X.



1897.

(SECOND SESSION.)

LEGISLATIVE COUNCIL OF VICTORIA.

FIRST SESSION

OF THE

SEVENTEENTH PARLIAMENT.

I N D E X.

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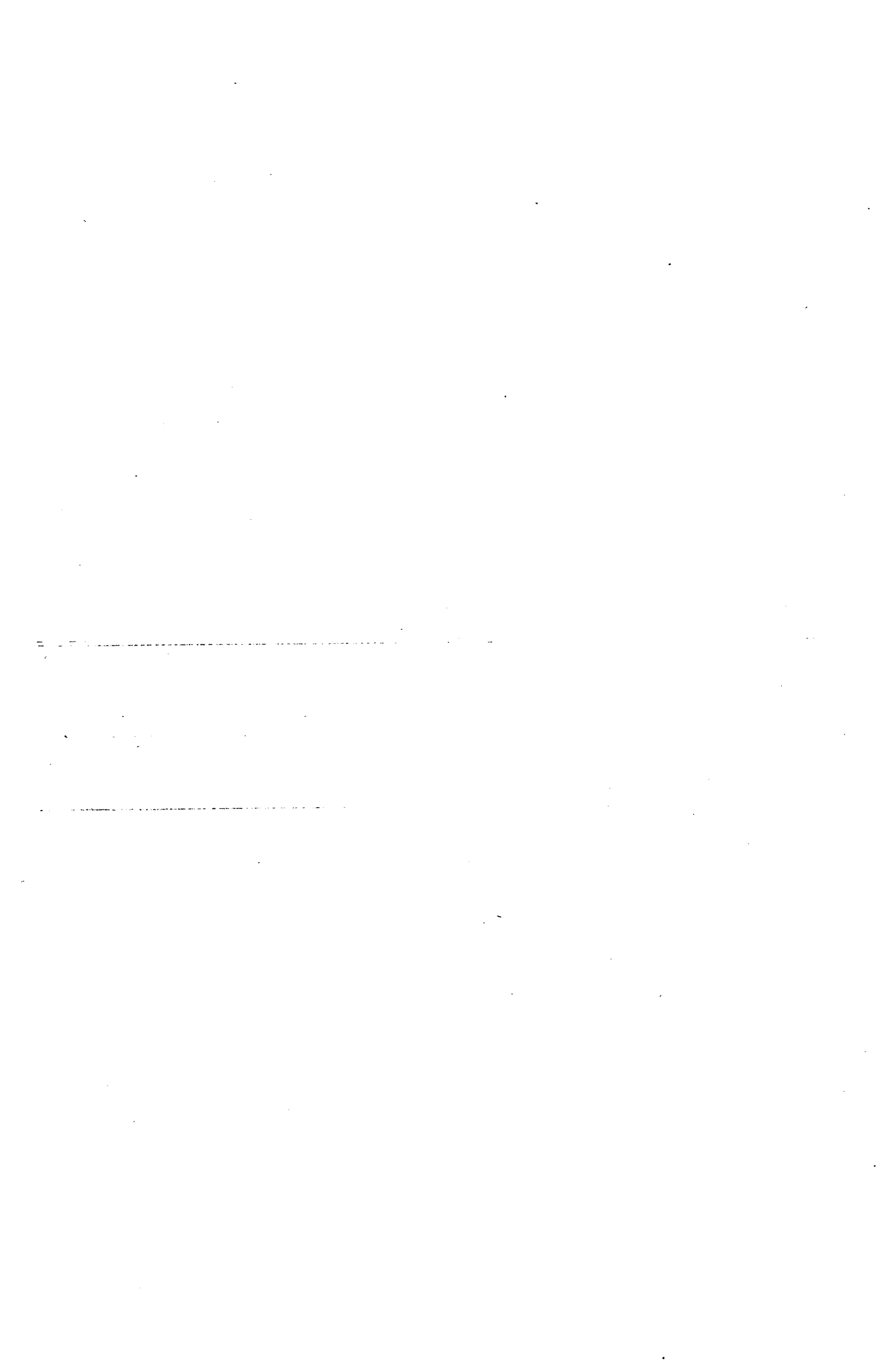
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AND PROCEEDINGS THEREON

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CAPE PATTERSON AND KILCUNDA JUNCTION RAILWAY ACT AMENDMENT AND CONTINUATION BILL. [*Not printed by the Legislative Council.*]
COLONIAL AMMUNITION COMPANY LIMITED BILL.
COMPANIES ACT 1890 (PART III.) AMENDMENT BILL.
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PUBLIC AND BANK HOLIDAYS BILL.
PUBLIC CONTRACTS BILL.
PUBLIC SERVICE RECLASSIFICATION BILL.
See also "EDUCATION."
RAILWAYS. See "BUNGAREE," "CAPE PATTERSON," "DOOKIE," and "GREAT MORWELL."
RUTHERGLEN MAIN STREET BILL.
STUDLEY PARK BRIDGE BILL.
TEACHERS. See "EDUCATION DEPARTMENT."
TRUST FUNDS VESTING BILL.
VEGETATION DISEASES ACT 1896 AMENDMENT BILL.
VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL.
WORKMEN'S COMPENSATION BILL.

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Passed and assented to	20	
Passed and reserved	1	
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Discharged	1	
Lapsed at end of Session	2	
							26	
							33	

PROCEEDINGS ON BILLS.

SECOND SESSION 1897.

ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL.—Bill intituled "*An Act to amend the Administration and Probate Acts.*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 19.

Read a second time and committed; considered in Committee, 30th November, p. 25.

Further considered in Committee and reported with amendments, 1st December, p. 28.

Order for consideration of report discharged and Bill recommitted for the reconsideration of clauses 4, 5, 9, 12, 13, B, C, and the consideration of a proposed new clause; reconsidered in Committee and re-reported with further amendments, 8th December, p. 34.

Order for consideration of report discharged and Bill recommitted for the reconsideration of clause BB and the consideration of a proposed new clause; reconsidered in Committee and re-reported with further amendments; report, by leave, considered and adopted; Bill read the third time and passed, 9th December, p. 38.

Message from the Assembly notifying that they have agreed to some of the amendments of the Council and have disagreed with others of the said amendments; amendments considered; the Council insist on some of their amendments disagreed with by the Assembly, and do not insist on their amendment to insert new clause E, 15th December, pp. 48-9.

Message from the Assembly notifying that they insist on disagreeing with the amendments insisted on by the Council; amendments considered; the Council still insist on their amendments disagreed with by the Assembly, 16th December, pp. 52-3. Bill not returned from the Assembly.

BERRY ANNUITY BILL.—Bill intituled "*An Act to provide for the Purchase of an Annuity for the Honorable Sir Graham Berry, K.C.M.G., late Speaker of the Legislative Assembly.*"—(Hon. W. McCulloch.)—Brought from the Legislative Assembly and read a first time; read a second time, by leave, and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 15th December, 1897, p. 47. (*Assented to 21st December. Act No. 1535.*)

BIRCHIP LAND RESUMPTION BILL.—Bill intituled "*An Act to provide for the Resumption by the Crown of certain Land reserved as a site for a Mechanics' Institute and Public Hall at Birchip.*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 14th December, 1897, p. 42.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 15th December, p. 46. (*Assented to 21st December. Act No. 1532.*)

BUNGAREE JUNCTION TO RACE-COURSE RESERVE RAILWAY CONSTRUCTION BILL.—Bill intituled "*An Act for the purpose of constructing a Railway Siding from Bungaree Junction to the Race-course Reserve.*"—(Hon. A. Wynne.)—Brought from the Legislative Assembly and read a first time; motion for second reading, by leave, put and, on division, resolved in the affirmative; Bill read a second time and committed; considered in Committee and reported without amendment; report considered and, on division, adopted; Bill read the third time and passed, 16th December, 1897, pp. 50-1. (*Assented to 21st December. Act No. 1540.*)

CAPE PATTERSON AND KILCUNDA JUNCTION RAILWAY ACT AMENDMENT AND CONTINUATION BILL.—Bill intituled "*An Act to amend and continue an Act intituled 'An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.'*"—(Hon. G. Godfrey.)—Brought from the Legislative Assembly. Standing Orders relating to Private Bills, by leave, suspended, and all fees remitted with regard to the Bill, and Bill read a first time; read a second time, by leave, and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 16th December, 1897, p. 50. (*Assented to 21st December. Act No. 1539.*)

COLONIAL AMMUNITION COMPANY LIMITED BILL.—Bill relating to the Colonial Ammunition Company Limited.—(Hon. W. McCulloch.)—Initiated and read a first time, 14th December, 1897, p. 41.

Read a second time, by leave, and committed; considered in Committee, 14th December, p. 43.

Further considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 15th December, p. 46.

Message from the Assembly notifying their agreement to the Bill, 15th December, p. 48. (*Assented to 21st December. Act No. 1536.*)

COMPANIES ACT 1890 (PART III.) AMENDMENT BILL.—Bill to amend Part III. of the *Companies Act 1890.*—(Hon. Sir H. Cuthbert.)—Initiated and read a first time; read a second time, by leave, and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 9th December, 1897, p. 39. Bill not returned from the Assembly.

DANGEROUS BUILDINGS REMOVAL BILL.—Bill intituled "*An Act to authorize the Speedy Removal of Dangerous Buildings.*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 30th November, 1897, p. 25.

Read a second time and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 1st December, p. 27.

DANGEROUS BUILDINGS REMOVAL BILL—continued.

Message from the Assembly notifying that they have agreed to one of the amendments of the Council and have agreed to the other amendments with amendments; amendments considered; the Council agree to the amendments of the Assembly on amendments of the Council, 1st December, pp. 28-9. (*Assented to 2nd December. Act No. 1519.*)

DEFUNCT COMPANIES BILL.—Bill relating to Defunct Companies.—(*Hon. Sir H. Cuthbert.*)—Initiated and read a first time, 10th November, 1897, p. 16.

Read a second time and committed; considered in Committee, 23rd November, p. 21.

Further considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 15th December, p. 45.

Message from the Assembly notifying their agreement to the Bill with amendments; amendments considered and agreed to, 16th December, pp. 51-2. (*Assented to 21st December. Act No. 1541.*)

DENTISTS LAW AMENDMENT BILL.—Bill to amend the Law relating to Dentists.—(*Hon. Sir H. Cuthbert.*)—Initiated and read a first time, 7th December, 1897, p. 31.

Motion for second reading negatived, 15th December, p. 45.

DOOKIE AND KATAMATITE TRAMWAY BILL.—Bill intituled "*An Act relating to the Dookie and Katamatite Tramway.*"—(*Hon. S. Williamson.*)—Brought from the Legislative Assembly and read a first time, 30th November, 1897, p. 24.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 9th December, p. 40. (*Assented to 21st December. Act No. 1529.*)

DRAINAGE BILL.—Bill intituled "*An Act to provide for the Drainage of Land.*"—(*Hon. Sir H. Cuthbert.*)—Brought from the Legislative Assembly and read a first time, 9th December, 1897, p. 59.

Order for second reading discharged and Bill withdrawn, 15th December, p. 47.

DUNOLLY CEMETERY BILL.—Bill to provide for the Extension of the Dunolly Cemetery.—(*Hon. J. Bell.*)—Initiated and read a first time, 30th November, 1897, p. 24.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st December, pp. 27-8.

Message from the Assembly notifying their agreement to the Bill, 9th December, p. 38. (*Assented to 21st December. Act No. 1528.*)

EDUCATION DEPARTMENT (OFFICERS AND TEACHERS) BILL.—Bill intituled "*An Act relating to certain Officers and Teachers who held office in the Education Department at the passing of 'The Public Service Act 1883.'*"—(*Hon. Sir H. Cuthbert.*)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 20.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st December, p. 29. (*Assented to 8th December. Act No. 1521.*)

EXPORTED PRODUCTS BILL.—Bill intituled "*An Act to provide for the Inspection of Live Stock, Meat, Dairy Produce, Fruit, and other products intended for Export and to regulate the Exportation thereof.*"—(*Hon. W. McCulloch.*)—

Brought from the Legislative Assembly and read a first time, 7th December, 1897, p. 32.

Petition presented and referred to the Committee of the whole on the Bill, 8th December, p. 33.

Read a second time and committed to a Select Committee; Select Committee appointed, 14th December, pp. 42-3. Bill lapsed.

GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE BILL.—Bill intituled "*An Act to validate the purchase of the Great Morwell Coal Company's Line of Railway.*"—(*Hon. W. McCulloch.*)—Brought from the Legislative Assembly and read a first time, 30th November, 1897, p. 24.

Read a second time and committed; considered in Committee, 7th December, p. 32.

Further considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 8th December, p. 34. (*Assented to 21st December. Act No. 1525.*)

INCOME TAX RATE BILL.—Bill intituled "*An Act to declare the Rates of Duties of Income Tax for the Year ending on the thirty-first day of December One thousand eight hundred and ninety-eight.*"—(*Hon. Sir H. Cuthbert.*)—Brought from the Legislative Assembly and read a first time, 8th December, 1897, p. 34.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 9th December, p. 37. (*Assented to 21st December. Act No. 1526.*)

LOCAL GOVERNMENT (MELBOURNE AND GEELONG) BILL.—Bill intituled "*An Act to apply a certain provision of the 'Local Government Act 1890' to the City of Melbourne and Town of Geelong.*"—(*Hon. J. H. Connor.*)—Brought from the Legislative Assembly and read a first time, 30th November, 1897, p. 24.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 8th December, p. 34. (*Assented to 21st December. Act No. 1524.*)

MARINE ACT 1890 FURTHER AMENDMENT BILL.—Bill intituled "*An Act to further amend the 'Marine Act 1890.'*"—(*Hon. Sir H. Cuthbert.*)—Brought from the Legislative Assembly and read a first time, 7th December, 1897, p. 31.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 9th December, p. 38. (*Reserved for the signification of Her Majesty's pleasure thereon, 21st December.*)

MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL.—Bill intituled "*An Act to further amend the 'Melbourne and Metropolitan Board of Works Act 1890.'*"—(*Hon. Sir H. Cuthbert.*)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 20.

Petition presented, 30th November, p. 23. Bill lapsed.

MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1897 AMENDMENT BILL.—Bill intituled "*An Act to amend the 'Melbourne and Metropolitan Board of Works Act 1897.'*"—(Hon. S. Williamson.)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 20.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st December, p. 30. (*Assented to 8th December. Act No. 1523.*)

MINING DEVELOPMENT ACT 1896 FURTHER AMENDMENT BILL.—Bill intituled "*An Act to further amend the 'Mining Development Act 1896.'*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 20.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st December, pp. 29–30. (*Assented to 8th December. Act No. 1522.*)

PORT MELBOURNE PUBLIC PARK AND GARDEN BILL.—Bill intituled "*An Act to provide a Site for a Public Park and Garden at Port Melbourne.*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 14th December, 1897, p. 42.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 15th December, p. 46. (*Assented to 21st December. Act No. 1533.*)

POST OFFICE ACT 1890 AMENDMENT BILL.—Bill intituled "*An Act to amend the 'Post Office Act 1890' and for other purposes.*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 21.

Read a second time and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 14th December, pp. 41–2.

Message from the Assembly notifying that they have agreed to some of the amendments of the Council, have disagreed with one of the said amendments, and have disagreed with others but have made consequential amendments therein; amendments considered; the Council insist on their amendments disagreed with by the Assembly, 15th December, p. 49.

Message from the Assembly notifying that they do not insist on disagreeing with the amendments insisted on by the Council, 16th December, p. 49. (*Assented to 21st December. Act No. 1537.*)

PUBLIC AND BANK HOLIDAYS BILL.—Bill intituled "*An Act relating to certain Public and Bank Holidays.*"—(Hon. W. McCulloch.)—Brought from the Legislative Assembly and read a first time, 8th December, 1897, p. 35.

Read a second time and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 9th December, pp. 39–40.

Message from the Assembly notifying their agreement to the amendments of the Council, 15th December, p. 47. (*Assented to 21st December. Act No. 1534.*)

PUBLIC CONTRACTS BILL.—Bill relating to certain Public Contracts.—(Hon. Sir H. Cuthbert.)—Initiated and read a first time, 26th October, 1897, p. 13.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 23rd November, p. 21.

Message from the Assembly notifying their agreement to the Bill, 9th December, p. 38. (*Assented to 21st December. Act No. 1527.*)

PUBLIC SERVICE RECLASSIFICATION BILL.—Bill intituled "*An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes.*"—(Hon. W. McCulloch.)—Brought from the Legislative Assembly and read a first time, 15th December, 1897, p. 46.

Read a second time, by leave, and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 15th December, p. 47.

Message from the Assembly notifying their disagreement with the amendments of the Council; amendments considered; the Council do not insist on two, and do insist on another of their amendments, 16th December, p. 52.

Message from the Assembly notifying that they do not insist on disagreeing with the amendment in clause 4 insisted on by the Council, 16th December, p. 53. (*Assented to 21st December. Act No. 1542.*)

RUTHERGLEN MAIN STREET BILL.—Bill intituled "*An Act to enable the Main Street of Rutherglen to be reduced to a width not less than Fifty-six feet.*"—(Hon. W. McCulloch.)—Brought from the Legislative Assembly and read a first time, 9th December, 1897, p. 39.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 14th December, p. 43. (*Assented to 21st December. Act No. 1530.*)

STUDLEY PARK BRIDGE BILL.—Bill intituled "*An Act relating to the Studley Park Bridge.*"—(Hon. W. McCulloch.)—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 19.

Petition presented, 23rd November, p. 21.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 30th November, p. 25. (*Assented to 8th December. Act No. 1520.*)

TRUST FUNDS VESTING BILL.—Bill intituled "*An Act to vest the Trust Funds in Trustees and for other purposes.*"—(Hon. Sir H. Cuthbert.)—Brought from the Legislative Assembly and read a first time, 8th December, 1897, p. 35.

Read a second time and committed; considered in Committee and reported with an amendment (*certain words inserted*), 9th December, p. 39.

Order for consideration of report discharged and Bill recommitted for reconsideration; reconsidered in Committee and re-reported with a further amendment (*words previously inserted struck out*); report, by leave, considered and adopted; Bill read the third time and passed (*as brought from the Assembly*), 14th December, p. 44. (*Assented to 21st December. Act No. 1531.*)

VEGETATION DISEASES ACT 1896 AMENDMENT BILL.

—Bill intituled "*An Act to amend the 'Vegetation Diseases Act 1896.'*"—(*Hon. W. McCulloch.*)

—Brought from the Legislative Assembly and read a first time, 23rd November, 1897, p. 20.

Read a second time and committed; considered in Committee, 1st December, p. 30.

Further considered in Committee, 7th December, p. 32; 8th December, p. 35.

Reported with amendments; report, by leave, considered and adopted, Bill read the third time and passed, 8th December, p. 35.

Message from the Assembly notifying their disagreement with the amendments of the Council; amendments considered; the Council insist on their amendments, 14th December, p. 42.

Message from the Assembly notifying that they insist on disagreeing with new clause B and do not insist on disagreeing with the other amendments insisted on by the Council; amendment considered; the Council still insist on their amendment disagreed with by the Assembly, 15th December, p. 48. Bill not returned from the Assembly.

VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL.

—Bill intituled "*An Act to amend the 'Vermin Destruction Act 1890.'*"—(*Hon. Sir H. Cuthbert.*)

—Brought from the Legislative Assembly and read a first time, 30th November, 1897, p. 24.

VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL

—*continued.*

Read a second time and committed; considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 7th December, p. 32.

Message from the Assembly notifying their disagreement with the amendment of the Council, 9th December, p. 38.

Amendment considered; the Council, on division, insist on their amendment disagreed with by the Assembly, 14th December, p. 43.

Message from the Assembly notifying that they do not insist on disagreeing with the amendment insisted on by the Council, 16th December, p. 50. (*Assented to 21st December. Act No. 1538.*)

WORKMEN'S COMPENSATION BILL.—Bill to amend the Law with respect to Compensation to Workmen for Accidental Injuries suffered in the course of their Employment.—(*Hon. Sir H. J. Wrixon.*)—Initiated and read a first time, 8th December, 1897, p. 33.

Order for second reading discharged and Bill withdrawn, 15th December, p. 45.

MINUTES OF THE PROCEEDINGS, ETC.

VICTORIA.

No. 1.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

MONDAY, 25TH OCTOBER, 1897.

1. The Council met pursuant to the Proclamations of His Excellency the Governor, bearing date the fifteenth and twentieth days of October instant respectively, which Proclamations were read by the Clerk, and are as follow :—

FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE SEVENTEENTH PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency the Right Honorable Thomas, Baron Brassey, Knight Commander of the Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

WHEREAS by *The Constitution Act* it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he might think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient: And whereas the said Council and Assembly are called "The Parliament of Victoria," and it is expedient to fix the time for holding the next Session thereof: Now therefore I, the Governor of Victoria, in exercise of the power conferred by the said Act, do by this my Proclamation fix Monday, the 25th day of October, 1897, as the time for the commencement and holding of the next Session of the said Council and Assembly, called the Parliament of Victoria, for the despatch of business, at Twelve of the clock at noon, in the Parliament Houses, situate in Parliament-place, Spring-street, in the city of Melbourne: And the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and the Seal of the Colony, at Melbourne, this fifteenth day of October, in the year of our Lord One thousand eight hundred and ninety-seven, and in the sixty-first year of Her Majesty's reign.

(L.S.)

BRASSEY.

By His Excellency's Command,

GEORGE TURNER.

ALTERATION OF THE HOUR FOR ATTENDANCE OF MEMBERS OF THE
PARLIAMENT OF VICTORIA AT THE COMMENCEMENT OF THE FIRST
SESSION OF THE SEVENTEENTH PARLIAMENT.

PROCLAMATION

By His Excellency the Right Honorable Thomas, Baron Brassey, Knight Commander of the Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

WHEREAS by *The Constitution Act* it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he might think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient: And whereas by a Proclamation under my Hand and the Seal of the Colony, made on the 15th day of October, 1897, Monday the 25th day of October, 1897, was fixed as the day for the commencement and holding of the next Session of the said Council and Assembly, called the Parliament of Victoria, for the despatch of business, and Twelve of the clock at noon on the said day was fixed as the hour at which the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly were required to give their attendance in the Parliament Houses, situate in Parliament-place, Spring-street, in the City of Melbourne: And whereas it is expedient that the hour of Five of the clock in the afternoon of the said 25th day of October, 1897, should be the hour at which the said Parliament of Victoria should meet for the despatch of business in lieu of the hour of Twelve of the clock at noon: Now therefore I, the Governor of Victoria, in exercise of the power conferred by *The Constitution Act* aforesaid, do by this my Proclamation fix the hour of Five of the clock in the afternoon as the hour at which the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly are required to give their attendance on Monday, the 25th day of October, 1897, at the said place, in lieu of Twelve of the clock at noon as previously fixed.

Given under my Hand and the Seal of the Colony, at Melbourne, this twentieth day of October, in the year of our Lord One thousand eight hundred and ninety-seven, and in the sixty-first year of Her Majesty's reign.

(L.S.)

BRASSEY.

By His Excellency's Command,

GEORGE TURNER.

GOD SAVE THE QUEEN!

Commissioners from His Excellency the Governor appointed to open the Parliament having been introduced to the Council Chamber by the Usher, the Honorable Sir John Madden 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 Chief Justice said:—

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

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

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

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

WHEREAS by Proclamations made the fifteenth and the twentieth days of October instant respectively by His Excellency the Right Honorable THOMAS, BARON BRASSEY, Knight Commander of the Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, the said THOMAS, BARON BRASSEY, did fix Monday, the twenty-fifth day of October instant as the time for the commencement and holding of the next Session of the Legislative Council and Legislative Assembly of Our said Colony, called "The Parliament of Victoria," for the despatch of business, at Five of the clock in the afternoon, in the Parliament Houses, situate in the City of Melbourne: And forasmuch as for certain causes the said THOMAS, BARON BRASSEY, cannot conveniently be present in person in the said Parliament at that time: NOW KNOW YE THAT WE, trusting in the discretion, fidelity, and care of Our trusty and well-beloved The Honorable Sir JOHN MADDEN, Knight, LL.D., the Chief Justice of our Supreme Court of Victoria, and His Honour JOSEPH HENRY HOOD, a Justice of Our said Court, do give and grant by the tenor of these presents unto you the said Sir JOHN MADDEN and JOSEPH HENRY HOOD, or either of you, full power in Our name to begin and hold Our said Parliament, and to do everything which for and by Us, or the said THOMAS, BARON BRASSEY, shall be there to be done; commanding also by the tenor of these presents all whom it may concern to meet Our said Parliament, and to the said Sir JOHN

MADDEN and JOSEPH HENRY HOOD, or either of them, that they diligently attend in the premises and form aforesaid. In testimony whereof We have caused the Seal of Our said Colony to be hereunto affixed.

(L.S.) WITNESS Our right trusty and well-beloved THOMAS, BARON BRASSEY ; Knight Commander of Our Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c., at Melbourne, this eighteenth day of October, One thousand eight hundred and ninety-seven, and in the sixty-first year of Our reign.

BRASSEY.

By His Excellency's Command,

GEORGE TURNER.

Entered on Record by me in the Register of Patents, Book 24, Page 177, this eighteenth day of October, One thousand eight hundred and ninety-seven.

CHARLES A. TOPP.

Then the Chief Justice said :—

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

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

The Members of the Legislative Assembly withdrew.

The Commissioners withdrew.

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

3. DECLARATIONS OF MEMBERS.—The Honorables the President, J. Bell, Sir R. T. H. Clarke, Bart., T. Comrie, Sir H. Cuthbert, Dr. W. H. Embling, S. Fraser, C. J. Ham, D. Melville, and Sir A. Snowden severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

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

“Parts of Crown portions 14, 17, 18, and 20, parish of Prahran, at Toorak ; and part of Crown allotment 3, section I, and Crown allotment 4, section I, and Crown allotment 4, section L, city of South Melbourne, county of Bourke.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Four hundred and four pounds ; and that such of the said lands or tenements as are situate in the municipal district of South Melbourne are rated in the rate-book of such district upon a yearly value of Two hundred and eighty-three pounds.

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

“W. A. ZEAL.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES BELL, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and sixty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment ; and further, that such lands or tenements are situated in the municipal district of Dunolly, and are known as my property, being allotments 4, 5, 6, 7, and 9 of section 26, and allotments 8^b and 9 of section 12, town of Dunolly.

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

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

“JAMES BELL.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SIR RUPERT TURNER HAVELOCK CLARKE, Bart., do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand nine hundred and eighty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment ; and further, that such lands or tenements are situated in the municipal district of Merriang, and are known as thirteen thousand two hundred and forty-six acres, in the parishes of Merriang and Darraweit Guim, No. 4 in the rate-book.

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

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

“RUPERT T. H. CLARKE.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, THOMAS COMRIE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and forty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Tarnagulla, and are known as Crown allotments 11 and 11A of section thirteen, township and parish of Tarnagulla, county of Gladstone.

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

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

“THOMAS COMRIE.”

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

“Part of allotment 4 of section 9, city of Ballarat, county of Grenville; and

“Allotment 2 of section 14, parish of Ballarat, county of Grenville.

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

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

“HENRY CUTHBERT.”

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

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

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

“W. H. EMBLING.”

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

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

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

“SIMON FRASER.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, CORNELIUS JOB HAM, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifteen pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as No. 114 and No. 124 Grey-street, East Melbourne, and being No. 71 and 70 in the rate-book of the city of Melbourne for Albert ward.

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

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

“ C. J. HAM.”

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

“ My residence, situated in Albion-street, W. Brunswick, with twenty-eight and one-half acres of land ; two hundred and six acres of land within the shire of Pyalong ; one hundred and forty acres of land within the shire of McIvor.

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

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

“ D. MELVILLE.”

“ In compliance with the provisions of the Act 54 Victoria, No. 1075, I, ARTHUR SNOWDEN, of 433 Little Collins-street, in the city of Melbourne, barrister and solicitor, and of Saint Hellier’s-street, Abbotsford, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and six pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment ; and further, that such lands or tenements are situated in the municipal district of Collingwood, and are known as the villa residence called ‘ St. Helliers,’ situate in St. Hellier’s-street, Abbotsford, in the said municipal district, and grounds attached thereto, forming my residence, such lands having a frontage of two hundred and forty feet to St. Hellier’s-street by a depth of about three hundred feet.

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

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

“ A. SNOWDEN.”

4. ADJOURNMENT.—The Honorable Sir H. Cuthbert moved, That the Council, at its rising, adjourn until to-morrow, at two o’clock.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,
Clerk of the Legislative Council.



VICTORIA.

No. 2.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

TUESDAY, 26TH OCTOBER, 1897.

1. The Council met in accordance with adjournment. The President took the Chair.
2. APPROACH OF HIS EXCELLENCY THE GOVERNOR.—The approach of His Excellency the Governor was announced by the Usher.

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

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I have called you together as soon as practicable after the return of the writs for the general election of the Legislative Assembly, in order that I might avail myself of your advice and assistance at the earliest possible moment.

I am rejoiced to meet you at a time when we have a favorable prospect of an abundant harvest, and every reason to believe that Victoria is once more entering upon a period of prosperity in production, trade, and commerce.

Since I last convoked Parliament the fact of Her Most Gracious Majesty having reigned longer than any of her predecessors has been celebrated by the whole of the Empire with unbounded loyalty and enthusiasm. It is deeply gratifying that the people of Victoria took due part in the celebration that marked this auspicious epoch, and manifested in fitting manner their devotion to the throne and person of their beloved Sovereign, and that the Premier of Victoria, present at the capital of the Empire, was able personally to testify to the loyalty and goodwill of the people of the Colony. The magnificent reception accorded to him and extended to the citizen-soldiers of Victoria who took part in the celebration give the undoubted assurance that these feelings were understood and appreciated not alone by our Sovereign but also by all classes of our fellow citizens.

Owing to the period of the year at which the last Session of Parliament closed and to the sitting of the Federal Convention which is to be held in Melbourne in January next, my Advisers intend to place before you during the present Session only such urgent measures of public importance as are immediately necessary, and such other matters as may be speedily and easily dealt with.

The adjourned Session of the Federal Convention is to be held in Melbourne, when it is to be hoped that the great and noble work committed to its charge will be accomplished, and that the patriotism, ability, and moderation of the representatives of the Australian people will enable them to overcome the numerous and serious difficulties of their task, to frame an Australian Constitution which will prove acceptable to the people of all the Colonies, and consummate the union so long and ardently desired.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

Provision for the service of the year has already been made in such a manner as to meet the public requirements with due liberality but without extravagance.

The Trust Funds now amount to a very large sum, and, as it is deemed advisable to place the same under more efficient control, my Advisers have prepared and will submit for the consideration of Parliament a measure for that purpose.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The first measure that my Government will lay before you will be a Bill to regulate Public Charities.

The unsystematic manner in which the Public Charities of Victoria have been administered, and the insufficiency of the present law to provide for deserving cases of distress have long been a reproach. The proposals to be placed before you are intended to provide an efficient remedy and to place the Public Charities on a satisfactory footing and sound financial basis, giving them certain means of revenue, and affording effective local control.

No classification of the Public Service having taken place since 1884, many anomalies have arisen which, in the interests of the Service and of the Colony, should be removed, and a Bill designed to accomplish this end will be submitted for your approval.

A Conference has been held on the subject of the supervision of the slaughtering of animals and the sale of meat for human food, and the result of its labours has been embodied in a Bill which will be laid before you, and which will, it is believed, have the effect of improving the Food Supply and averting serious danger to human health.

Unfortunately, the measure dealing with the supervision of Exported Products placed before you last Session failed to become law. You will be asked to again consider the question, and it is to be earnestly hoped that a satisfactory result will be arrived at.

The *Merchant Shipping Act* 1894 passed by the Imperial Parliament having been found to work satisfactorily, you will be asked to pass into law a Bill adapting that Act to local requirements.

Numerous difficulties and disputes having arisen in respect to the Drainage of land in various municipalities, my Advisers have prepared and will place before you a Bill dealing with this important matter.

The Post Office Bill, which passed the Legislative Assembly, but failed to become law, will be again presented to you.

You will be also asked to deal with Bills relating to the Administration of Estates of Deceased Persons; preventing the fraudulent sale of Railway Tickets; and with various other measures which will be submitted to you as the exigencies of public business permit.

I now leave you to your deliberations, which, I trust, by the blessing of Divine Providence, will result in the advancement of the public welfare and the continued and increased prosperity to the people whom you represent, and in whose interest I have called you together.

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.

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

4. DECLARATIONS OF MEMBERS.—The Honorables J. H. Abbott, F. Brown, J. Buchanan, J. C. Campbell, S. W. Cooke, T. Dowling, G. Godfrey, F. S. Grimwade, W. McCulloch, E. Miller, E. Morey, W. Pearson, P. Phillips, W. Pitt, J. M. Pratt, R. Reid, A. O. Sachse, C. Sargeant, J. Service, G. Simmie, T. D. Wauliss, S. Williamson, Sir H. J. Wrixon, and A. Wynne, severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

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

“Firstly, part of Crown allotment nine of section twenty-four B, city of Bendigo, parish of Sandhurst, county of Bendigo, particularly described in certificate of title entered in the Register Book, vol. 2586, fol. 517022.

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

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

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

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

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

“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 such district upon a yearly value of Seventy-six pounds; and that such of the said lands or tenements as are situate in the municipal district of Strathfieldsaye are rated in the rate-book of such district upon a yearly value of One hundred and twenty-seven pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca are rated in the rate-book of such district upon a yearly value of Fifty-two pounds.

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

“JOSEPH HENRY ABBOTT.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, FREDERICK BROWN, of Beechworth, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and seven pounds ten shillings above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Beechworth, and

are known as 'Shrublands'—Allotments 2, 3, and 4 of section E, with dwelling-house and out-offices, occupied by me; also allotment 8 of section P¹, 17 of section 4, allotment 2, section 38, and part of allotment 3 of section D, all in the town and parish of Beechworth.

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

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

"FREDK. BROWN."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES BUCHANAN, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and sixty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Berwick, and are known as 'Ardblair Farm,' occupied by Mr. L. D. Beaumont.

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

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

"JAMES BUCHANAN."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES CALLENDER CAMPBELL, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Brighton, and are known as Myrtle Grove, situate in New-street and North-road, town of Brighton, containing seven and one-half acres or thereabouts, on which is erected a two-storied brick house, containing sixteen rooms; also an allotment of land situate at Elwood-street, Brighton.

"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 such district upon a yearly value of One hundred and ninety-five pounds.

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

"JAS. C. CAMPBELL."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SAMUEL WINTER COOKE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Dundas, and are known as 'Murudal.'

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

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

"SAML. WINTER COOKE."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, THOMAS DOWLING, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Hampden and Mortlake, and are known as 'Jellalabad,' situated on Mount Emu Creek, and bounded on the south by township of Darlington, on the east by lands belonging to Messrs. Cole and Dodds, on the north by station known as 'Terrinallum,' and on the west by station known as 'Mount Fyans.'

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

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

"THOMAS DOWLING."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, GEORGE GODFREY, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of St. Kilda, and are known as all that piece of land being part of Crown portion 68A, parish of Prahran, at St. Kilda, county of Bourke, and situate in High-street, St. Kilda.

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

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

"GEO. GODFREY."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, FREDERICK SHEPPARD GRIMWADE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Four hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Caulfield, and are known as 'Harleston,' situate at the corner of Balaclava and Orrong roads.

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

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

"F. S. GRIMWADE."

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

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

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

"W. McCULLOCH."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, EDWARD MILLER, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and forty-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 land or tenements are situated in the municipal district of Kew, and are known as part of 'Findon' Estate, being land measuring four acres, situate corner of Barker's-road and Findon-street.

"And I further declare that such said land situate in the municipal district of Kew is rated in the rate-book of such district upon a yearly value of One hundred and forty-five pounds.

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

"EDWARD MILLER."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, EDWARD MOREY, of Ballarat, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and forty-three pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of the city of Ballarat, and are known as assessment 89, Lydiard-street, Eighty pounds; assessment 1493, Armstrong-street, Sixty-three pounds; and are allotments six and nineteen, section nine, city and parish of Ballarat, county of Grenville.

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

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

"E. MOREY."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM PEARSON, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of the shire of Wodonga, and are known as 'Bonegilla,' containing five thousand five hundred and eighteen acres or thereabouts.

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

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

"WM. PEARSON."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, PHAREZ PHILLIPS, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and thirty-four pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Borung, and are known as land and tenements situate within the township of Warracknabeal.

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

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

"PHAREZ PHILLIPS."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM PITT, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Collingwood, and are known as land, Trenery-crescent, Collingwood.

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

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

"WILLIAM PITT."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH MAJOR PRATT, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as all that piece of land containing thirty-six perches and three-tenths of a perch or thereabouts, being part of Crown allotment four, section fourteen, city of Melbourne, parish of North Melbourne, at East Melbourne, county of Bourke.

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

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

"J. M. PRATT."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, ROBERT REID, merchant, Melbourne, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and twelve pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Beaconsfield, shire of Berwick, and are known as 'Mount Pleasant,' Pakenham, being lots 1, 12, 13, 20, and 47, Pakenham, 448 acres.

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

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

"ROBERT REID."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, ARTHUR OTTO SACHSE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and ninety pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as "Thrapston," Toorak-road, South Yarra.

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

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

"A. O. SACHSE."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, CHARLES SARGEANT, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and nine pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Warragul and Grenville, and are known as to the said municipal district of Warragul, as part of allotment one hundred and two, parish of Drouin East, county of Buln Buln, containing seventy-five acres thirty-one perches, and allotment twenty-one, township of Warragul, parish of Drouin East, county of Buln Buln, containing five acres two roods eleven perches, and as to the said municipal district of Grenville, Crown allotment six, section one, township of Rokewood, parish of Corindhap, county of Grenville.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Warragul are rated in the rate-book of such district upon a yearly value of Ninety-four pounds; and that such of the said lands or tenements as are situate in the municipal district of Grenville are rated in the rate-book of such district upon a yearly value of Fifteen pounds.

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

"CHARLES SARGEANT."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES SERVICE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Caulfield, and are known as 'Kilwinning,' being the house and lands occupied as a residence for myself in Balaclava-road, corner of Hotham-street.

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

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

"JAMES SERVICE."

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

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

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

"G. SIMMIE."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, THOMAS DRUMMOND WANLISS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Ballarat, and are known as Crown allotment four of section nineteen, city and parish of Ballarat, county of Grenville, particularly described in the certificate of title entered in the Register Book vol. 1048, fol. 209600.

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

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

"T. D. WANLISS."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SAMUEL WILLIAMSON, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as No. 252 Williams-road, Toorak.

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

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

"SAML. WILLIAMSON."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, HENRY JOHN WRIXON, do declare and testify that I am legally seised of an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and thirty-eight pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Kew, and are known as land and house, corner of Barker's-road and Wrixon-street.

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

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

"H. J. WRIXON."

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

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Mortlake are rated in the rate-book of such district upon a yearly value of Three thousand one hundred and forty-seven pounds, and that such of the said lands or tenements as are situate in the municipal district of Hampden are rated in the rate-book of such district upon a yearly value of Three thousand two hundred and twenty-seven pounds.

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

"AGAR WYNNE."

5. PUBLIC CONTRACTS BILL.—The Honorable Sir H. Cuthbert moved, That he have leave to bring in a Bill relating to certain Public Contracts.
Question—put and resolved in the affirmative.
Ordered—That the Honorable Sir H. Cuthbert do prepare and bring in the Bill.
The Honorable Sir H. Cuthbert then brought up a Bill intituled "*A Bill relating to certain Public Contracts*," and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday, 10th November next.
6. DAYS OF BUSINESS.—The Honorable Sir H. Cuthbert moved, by leave, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for despatch of business during the present Session, and that Half-past Four o'clock be the hour of meeting on each day; 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.
Question—put and resolved in the affirmative.
7. STANDING ORDERS COMMITTEE.—The Honorable Sir H. Cuthbert moved, by leave, That the Honorables the President, S. Austin, J. Balfour, J. Bell, S. W. Cooke, J. Service, Sir A. Snowden, Sir H. J. Wrixon, A. Wynne, and the Mover 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.
8. PARLIAMENT BUILDINGS COMMITTEE.—The Honorable Sir H. Cuthbert moved, by leave, That the Honorables the President, J. H. Abbott, T. Dowling, S. Fraser, and W. Pitt be Members of the Joint Committee to manage and superintend the Parliament Buildings.
Question—put and resolved in the affirmative.
9. LIBRARY COMMITTEE.—The Honorable Sir H. Cuthbert moved, by leave, That the Honorables the President, C. J. Ham, D. Melville, A. O. Sachse, and the Mover be Members of the Joint Committee to manage the Library.
Question—put and resolved in the affirmative.
10. REFRESHMENT ROOMS COMMITTEE.—The Honorable Sir H. Cuthbert moved, by leave, That the Honorables E. J. Crooke, Dr. W. H. Embling, E. Morey, J. M. Pratt, and J. A. Wallace be Members of the Joint Committee to manage the Refreshment Rooms.
Question—put and resolved in the affirmative.

11. PRINTING COMMITTEE.—The Honorable Sir H. Cuthbert moved, by leave, That the Honorables the President, T. Brunton, J. Buchanan, Sir R. T. H. Clarke, Bart., J. H. Connor, G. Godfrey, D. Ham, C. Sargeant, J. Sternberg, and T. D. Wanliss be Members of the Printing Committee; three to be the quorum.

Question—put and resolved in the affirmative.

12. PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS.—The Honorable Sir H. Cuthbert moved, by leave, That the following Members of this House be appointed Members of the Parliamentary Standing Committee on Railways, viz.:—The Honorables J. Buchanan, D. Melville, and E. Morey.

Debate ensued.

Question—put and resolved in the affirmative.

13. CHAIRMAN OF COMMITTEES.—The Honorable Sir H. Cuthbert moved, by leave, That the Honorable Frederick Brown be Chairman of Committees of the Council.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon the Honorable Frederick Brown returned his thanks for his re-election to the office of Chairman of Committees.

14. PAPERS.—The Honorable Sir H. Cuthbert presented, by command of His Excellency the Governor—Correspondence respecting the Celebration of the Sixtieth Anniversary of Her Majesty's Accession (June, 1897), and Proceedings of a Conference held at the Colonial Office, London, between the Right Honorable the Secretary of State for the Colonies and the Premiers of the Self-governing Colonies, in the months of June and July, 1897.

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:—

Audit Act 1890.—Alteration of General Regulations respecting Public Accounts.

Constitution Statute.—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., cap. 55, during the year 1896–7.

Mines Acts.—Regulations relating to Mining Leases.

Water Act 1890—

The Shire of Dimboola and the Western Wimmera Irrigation and Water Supply Trust.—Application of Municipal Funds.

Proposed Gunbower West Irrigation and Water Supply Trust.—Application under the provisions of the *Water Act* 1890 (No. 1156).—First Petition of Land-owners, together with Engineering Reports, Estimates, Plans, and Documents; as also the Declaration of the Minister of Water Supply thereon.

Rodney Irrigation and Water Supply Trust.—Graduated Rate.—Regulation No. 15.

Regulations under the *Victorian Government Stock Act* 1896.

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

The Honorable T. Comrie moved, That a Committee be appointed to prepare an Address to His Excellency the Governor in reply to His Excellency's Opening Speech.

Question—put and resolved in the affirmative.

The Honorable T. Comrie moved, That the Committee consist of the Honorables T. Comrie, Sir R. T. H. Clarke, Bart., J. Bell, S. W. Cooke, Dr. W. H. Embling, E. Miller, and E. Morey.

Question—put and resolved in the affirmative.

The Committee retired to prepare the Address.

The Honorable T. Comrie presented the Address which had been agreed to by the Committee, and the same was read by the Clerk, and is as follows:—

To His Excellency the Right Honorable Thomas, Baron Brassey, Knight Commander of the Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, 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.

The Honorable T. Comrie moved, That the Council agree with the Committee in the said Address.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable T. Comrie 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.

16. ADJOURNMENT.—The Honorable Sir H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Wednesday, 10th November next.

Question—put and resolved in the affirmative.

And then the Council, at ten minutes past six o'clock, adjourned until Wednesday, 10th November next.

GEORGE H. JENKINS,

Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 1.

WEDNESDAY, 10TH NOVEMBER, 1897.

General Business.

NOTICES OF MOTION :—

1. The Hon. J. SERVICE : To move, That leave of absence be granted to the Honorable Lieut.-Col. Sir F. T. Sargood for the remainder of the Session on account of urgent private business.
2. The Hon. G. GODFREY : To move, That leave of absence be granted to the Honorable N. Levi for the remainder of the Session on account of urgent private business.

Government Business.

ORDER OF THE DAY :—

1. PUBLIC CONTRACTS BILL—Second reading.

GEORGE H. JENKINS,

Clerk of the Legislative Council.

PARLIAMENTARY PAPERS ISSUED 26TH OCTOBER, 1897.

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

Alphabetical List of Members of the Legislative Council. (To Members of Council only.)

Names and Addresses of Members and Officers of the Legislative Council. (To Members of Council only.)

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

VICTORIA.

No. 3.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

WEDNESDAY, 10TH NOVEMBER, 1897.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. DECLARATIONS OF MEMBERS.—The Honorables J. Balfour, J. H. Connor, N. FitzGerald, and D. Ham severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES BALFOUR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and six pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as part of Crown portion 18, parish of Prahran.

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

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

“JAMES BALFOUR.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH HENRY CONNOR, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Colac, shire of Colac, parish of Cundare, county of Grenville, and are known as allotments 57^{AB} and 57^{AB}, parish of Cundare, containing three hundred and eighteen acres one rood twenty-four perches.

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

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

“JOS. H. CONNOR.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, NICHOLAS FITZGERALD, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Castlemaine, in the county of Talbot, and St. Kilda, county of Bourke.

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

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

“N. FITZGERALD.”

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

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

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

“DAVID HAM.”

5. LEAVE OF ABSENCE.—The Honorable C. J. Ham, for the Honorable J. Service, moved, That leave of absence be granted to the Honorable Lieut.-Col. Sir F. T. Sargood for the remainder of the Session on account of urgent private business.
Question—put and resolved in the affirmative.
6. LEAVE OF ABSENCE.—The Honorable G. Godfrey moved, That leave of absence be granted to the Honorable N. Levi for the remainder of the Session on account of urgent private business.
Question—put and resolved in the affirmative.
7. DEFUNCT COMPANIES BILL.—The Honorable Sir H. Cuthbert moved, by leave, That he have leave to bring in a Bill relating to Defunct Companies.
Question—put and resolved in the affirmative.
Ordered—That the Honorable Sir H. Cuthbert do prepare and bring in the Bill.
The Honorable Sir H. Cuthbert then brought up a Bill intituled “*A Bill relating to Defunct Companies*,” and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday, 23rd November instant.
8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Tuesday, 23rd November instant :—
Public Contracts Bill—Second reading.
9. ADJOURNMENT.—The Honorable Sir H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Tuesday, 23rd November instant.
Question—put and resolved in the affirmative.

And then the Council, at forty-eight minutes past four o'clock, adjourned until Tuesday, 23rd November instant.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 2.

TUESDAY, 23RD NOVEMBER, 1897.

Government Business.

ORDERS OF THE DAY :—

1. DEFUNCT COMPANIES BILL—Second reading.
2. PUBLIC CONTRACTS BILL—Second reading.

General Business.

NOTICE OF MOTION :—

1. The Hon. D. HAM : To move, That leave of absence be granted to the Honorable W. H. S. Osmand for the remainder of the Session on account of ill health.

GEORGE H. JENKINS.

Clerk of the Legislative Council.

PARLIAMENTARY PAPERS ISSUED SINCE 27TH OCTOBER, 1897.

Notices of Motion and Orders of the Day. No. 2.
Public Contracts Bill—[6].

Votes and Proceedings of the Legislative Assembly. Nos. 1, 2, and 3.

Administration and Probate Bill—[2].
Mining Development Bill—[5].
Vegetation Diseases Bill—[8].
Hospitals and Charities Bill—[9].
Great Morwell Railway Bill—[10].
Studley Park Bridge Bill—[12].
Drainage Areas Bill—[13].
Dookie and Katamatite Tramway Bill—[14].
Post Office Bill—[16].
Education Officers and Teachers Bill—[17].
Exported Products Bill—[20].
Referendum Bill—[23].
Non-compulsory Vaccination Bill—[24].
Melbourne and Metropolitan Board of Works Bill—[25].

VICTORIA.

No. 4.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 23RD NOVEMBER, 1897.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. DECLARATIONS OF MEMBERS.—The Honorables S. Austin, T. Brunton, J. Sternberg, and J. A. Wallace severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SIDNEY AUSTIN, of Geelong, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and sixty-eight pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Winchelsea, and are known as ‘Karngun Paddocks.’

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

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

“SIDNEY AUSTIN.”

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

“‘Roxburgh’, Ascot Vale, bounded by Bloomfield-road, St. Leonard’s-road, Union-road, and Roxburgh-street.

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

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

“THOMAS BRUNTON.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH STERNBERG, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of the shires of Deakin and Echuca, and are known as—firstly, Crown allotments 91, 92, 93, and 133, parish of Kyabram, county of Rodney, in the municipal district of the shire of Deakin; secondly, Crown

allotments 39A, 39B, 40A, 40B, and 41B, parish of Carag Carag, county of Rodney, in the municipal district of the shire of Deakin; thirdly, Crown allotments 4 and 5, section 1A, township and parish of Rochester, county of Bendigo, in the municipal district of the shire of Echuca, particularly described in the certificate of title entered in the Register Book, vol. 1190, fol. 237802; fourthly, part of Crown allotment 3, section 3A, township of Rochester, parish of Rochester West, county of Bendigo, particularly described in the certificate of title entered in the Register Book, vol. 1828, fol. 365402, and which land is situated in the municipal district of the shire of Echuca; fifthly, allotment 64, parish of Rochester West, county of Bendigo, in the municipal district of the shire of Echuca.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of the shire of Deakin, and are firstly above described, are rated in the rate-book of such district upon a yearly value of Fifty-five pounds; and that such of the said lands or tenements as are situate in the municipal district of the shire of Deakin, and are secondly above described, are rated in the rate-book of such district upon the yearly value of Thirty-six pounds; and that such of the said lands or tenements as are situate in the municipal district of the shire of Echuca, and are thirdly above described, are rated in the rate-book of such district upon a yearly value of Thirty-five pounds; and that such of the said lands or tenements as are situate in the municipal district of the shire of Echuca, and are fourthly above described, are rated in the rate-book of such district upon the yearly value of Twenty pounds; and that such of the said lands or tenements as are situate in the municipal district of the shire of Echuca, and are fifthly above described, are rated in the rate-book of such district upon a yearly value of Ten pounds.

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

“JOSEPH STERNBERG.”

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

“No. 1. Lands and tenements situate near Bethanga, electoral district of Benambra, shire of Towong, area six hundred and thirty-nine acres.

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

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

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

“JOHN A. WALLACE.”

5. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—The President reported that he had, that day, waited upon His Excellency the Governor and had presented to him the Address of the Legislative Council agreed to on the 26th October last, and that His Excellency had been pleased to make the following reply:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

I beg to thank you in the name and on behalf of Her Majesty for the expression of loyalty to our Most Gracious Sovereign contained in the Address which you have presented, and I fervently hope that the outcome of your deliberations may tend to develop the welfare of the colony.

BRASSEY.

Government Offices,
Melbourne, 23rd November, 1897.

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

VICTORIA.

Pursuant to the provisions of *The Constitution Act Amendment Act 1890*, I do hereby appoint—

The Honorable Thomas Brunton,
The Honorable Joseph Henry Connor,
The Honorable Sir Henry Cuthbert,
The Honorable Thomas Dowling,
The Honorable Cornelius Job Ham,
The Honorable Donald Melville, and
The Honorable Sir Henry John Wrixon

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

Given under my hand this twenty-third day of November, One thousand eight hundred and ninety-seven.

W. A. ZEAL,
President of the Legislative Council.

7. PAPERS.—The Honorable Sir H. Cuthbert presented, by command of His Excellency the Governor—
 Thirty-first Report of the Board of Visitors to the Observatory, together with the Report of the Government Astronomer for the period from 1st July, 1896, to 30th June, 1897.
 Thirty-third Report of the Board for the Protection of the Aborigines.
 Statistical Register of the Colony of Victoria for the year 1896—
 Part III.—Finance, &c.
 Part IV.—Population (exclusive of Municipal Finances).

Severally ordered to lie on the Table.

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

- The Constitution Act Amendment Act 1890.—Part IX.—
 Statement showing the Names, Remuneration, Duties, &c., of all persons temporarily employed in the Departments of the Legislative Council and the Parliament Gardens.
 Statement of Temporary Appointments.—Department of the Library.
 Statement showing the Names, Remuneration, Duties, &c., of all persons temporarily employed in the Department of the Legislative Assembly under the authority of Part IX. of *The Constitution Act Amendment Act 1890* during the period from 11th November, 1896, to 17th November, 1897.
- Customs Act 1890—
 Schedule to Drawback Regulations amended.
 Drawback Regulations amended.
- Customs and Excise Duties Act 1890.—Minor Articles—
 Hat Buttons, of Silk.
 Bird Cage Bells.
 Used in the Manufacture of Coal Scuttles.
- Fisheries Act 1890—
 Close Season in the Hopkins and Merri Rivers.
 Prohibition of Netting, Hobson's Bay.
 Prohibition of Netting around Lorne Jetty. (Dated 5th August, 1897.)
 Prohibition of Netting around Lorne Jetty. (Dated 25th October, 1897.)
- Marine Act 1890—
 Amended Regulations relating to the Marking of Load-lines on Ships.
 Regulations for the Carriage of Animals by Ship.
- Victorian Railways—
 Report of the Victorian Railways Commissioner for the quarter ending 30th September, 1897.
 Return of Special Goods Rates for quarter ending 30th September, 1897.
 Return of Special Passenger Rates for quarter ending 30th September, 1897.
- Exhibition Trustees.—Report of Proceedings and Statement of Income and Expenditure for the year ended 30th June, 1897.
- Water Act 1890.—Koondrook and Myall Irrigation and Water Supply Trust.—Rating Regulation, and Regulation No. 2.
- Factories and Shops Acts.—Alteration of Regulations.
 Public Service Act 1890.—Alteration of Regulations.
 Defences and Discipline Act 1890.—Victorian Naval and Military Forces.—Alteration of Financial and Store Regulations (Parts IV. and V.).
 Savings Banks.—Statements and Returns for the year ended 30th June, 1897.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the Administration and Probate Acts,*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
 Speaker.

Legislative Assembly,
 Melbourne, 23rd November, 1897.

9. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the Administration and Probate Acts,*" be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act relating to the Studley Park Bridge,*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
 Speaker.

Legislative Assembly,
 Melbourne, 23rd November, 1897.

11. STUDLEY PARK BRIDGE BILL.—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled "*An Act relating to the Studley Park Bridge,*" be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act relating to certain Officers and Teachers who held office in the Education Department at the passing of 'The Public Service Act 1883,'*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 23rd November, 1897.

13. EDUCATION DEPARTMENT (OFFICERS AND TEACHERS) BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act relating to certain Officers and Teachers who held office in the Education Department at the passing of 'The Public Service Act 1883,'*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to further amend the 'Mining Development Act 1896,'*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 23rd November, 1897.

15. MINING DEVELOPMENT ACT 1896 FURTHER AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to further amend the 'Mining Development Act 1896,'*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the 'Vegetation Diseases Act 1896,'*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 23rd November, 1897.

17. VEGETATION DISEASES ACT 1896 AMENDMENT BILL.—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the 'Vegetation Diseases Act 1896,'*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to further amend the 'Melbourne and Metropolitan Board of Works Act 1890,'*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 23rd November, 1897.

19. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to further amend the 'Melbourne and Metropolitan Board of Works Act 1890,'*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the 'Melbourne and Metropolitan Board of Works Act 1897,'*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 23rd November, 1897.

21. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1897 AMENDMENT BILL.—The Honorable S. Williamson moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the 'Melbourne and Metropolitan Board of Works Act 1897,'*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the 'Post Office Act 1890' and for other purposes,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 23rd November, 1897.

F. C. MASON,
Speaker.

23. POST OFFICE ACT 1890 AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the 'Post Office Act 1890' and for other purposes,*" be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
24. PETITION.—The Honorable G. Godfrey presented a Petition from the Studley Park Bridge Company praying that the Council would reject the Studley Park Bridge Bill, or refer the said Bill to a Committee of the Council in order that evidence might be heard from the petitioners as to why the Bill should be rejected.
Petition read and ordered to lie on the Table.
25. PUBLIC CONTRACTS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
The Honorable Sir H. Cuthbert moved, That this Bill be now committed to a Committee of the whole.
Question—put and resolved in the affirmative.
And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.
The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.
On the motion of the Honorable Sir H. Cuthbert the Council adopted the Report from the Committee of the whole on this Bill.
And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.
The Honorable Sir H. Cuthbert moved, That the following be the title of the Bill :—
"*An Act relating to certain Public Contracts.*"
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Assembly, with a Message desiring their concurrence therein.
26. LEAVE OF ABSENCE.—The Honorable D. Ham moved, That leave of absence be granted to the Honorable W. H. S. Osmand for the remainder of the Session on account of ill health.
Question—put and resolved in the affirmative.
27. DEFUNCT COMPANIES BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
The Honorable Sir H. Cuthbert moved, That this Bill be now committed to a Committee of the whole.
Question—put and resolved in the affirmative.
And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.
The President resumed the Chair; and the Honorable F. Brown reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
28. ADJOURNMENT.—The Honorable Sir H. Cuthbert 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-four minutes past five o'clock, adjourned until Tuesday next.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 3.

TUESDAY, 30TH NOVEMBER, 1897.

Questions.

1. The Hon. D. MELVILLE : To call the attention of the Honorable the Solicitor-General to the pressing necessity of creating waterways from the Murray River to the Mallee country, and to ask whether the Government will refer this important matter to the Parliamentary Standing Committee on Railways to take evidence and report (1) on the practicability of the scheme, and (2) as to its approximate cost.
2. The Hon. S. FRASER : To call the attention of the Honorable the Solicitor-General to the non-publication of the annual Year-book, and to ask if it is the intention of the Government to resume the publishing of the same.

Government Business.

ORDERS OF THE DAY : -

1. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL—Second reading.
2. STUDLEY PARK BRIDGE BILL—Second reading.
3. EDUCATION DEPARTMENT (OFFICERS AND TEACHERS) BILL—Second reading.
4. MINING DEVELOPMENT ACT 1896 FURTHER AMENDMENT BILL—Second reading.
5. VEGETATION DISEASES ACT 1896 AMENDMENT BILL—Second reading.
6. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—Second reading.
7. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1897 AMENDMENT BILL—Second reading.
8. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.
9. DEFUNCT COMPANIES BILL—To be further considered in Committee.

General Business.

NOTICES OF MOTION :—

1. The Hon. J. H. ABBOTT : To move, That leave of absence be granted to the Honorable W. I. Winter-Irving for the remainder of the Session on account of urgent private business.
2. The Hon. J. BELL : To move, That he have leave to bring in a Bill to provide for the Extension of the Dunolly Cemetery.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

MEETING OF SELECT COMMITTEE.

Tuesday, 30th November, 1897.

REFRESHMENT ROOMS (JOINT)—at half-past three o'clock.

PARLIAMENTARY PAPERS ISSUED SINCE 18TH NOVEMBER, 1897.

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

Administration and Probate Bill—[2]. (To Members of Council only.)

Mining Development Bill (No. 2)—[5]. (To Members of Council only.)

Vegetation Diseases Bill—[8]. (To Members of Council only.)

Studley Park Bridge Bill—[12]. (To Members of Council only.)

Post Office Bill—[16]. (To Members of Council only.)

Education Officers and Teachers Bill—[17]. (To Members of Council only.)

Melbourne and Metropolitan Board of Works Bill—[25]. (To Members of Council only.)

Melbourne and Metropolitan Board of Works Bill (No. 2)—[27]. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 4, 5, and 6.

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

Weekly Report of Divisions. No. 1.

Marine Bill—[15].

Railways Tickets Bill.—New Clause to be proposed in Committee by Sir John McIntyre. (To Members only.)

Dookie and Katamatite Tramway Bill.—New Clause to be proposed by Sir George Turner. (To Members only.)

Exported Products Bill.—New Sub-clause to be proposed by Mr. Taverner. (To Members only.)

Income Tax Rate Bill.—New Sub-clauses to be proposed by Sir George Turner in Committee of Ways and Means. (To Members only.)

Paper distributed by Sir George Turner for the information of Honorable Members of the Legislative Assembly in connexion with a Bill to vest the Trust Funds in Trustees and for other purposes.

VICTORIA.

No. 5.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 30TH NOVEMBER, 1897.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **DECLARATION OF MEMBER.**—The Honorable N. Thornley delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, NATHAN THORNLEY, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand four hundred and three pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Minhamite, and are known as ‘Kangatong,’ about 8,000 acres.

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

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

“N. THORNLEY.”
5. **PETITION.**—The Honorable J. Service presented a Petition from members of the Melbourne and Metropolitan Board of Works praying that the Council would be pleased to decline to pass the Melbourne and Metropolitan Board of Works Act 1890 further Amendment Bill.
Petition read, and ordered to lie on the Table.
6. **ADJOURNMENT.**—The Honorable J. Bell having stated his desire to move, That the House do now adjourn, six Members rose in their places and required the motion to be proposed.
The Honorable J. Bell then said that he proposed to speak on the subject of water supply to the Mallee country, and moved, That the House do now adjourn.
Debate ensued.
Question—put and negatived.
7. **PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Water Act 1890—
Campaspe Irrigation and Water Supply Trust.—Further Loan.
Carrum Irrigation and Water Supply Trust.—Appointment of Arbitrator.
Post Office Act 1890.—Charges for rentals of Telephones at Bendigo.
Customs and Excise Duties Act 1890—
Duty on Provost Oats.
Duty on Quaker Oats.
Explosives Act 1890.—Addition to List of Explosives authorized for Importation into and Manufacture in Victoria.—Nitro Compounds.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to validate the purchase of the Great Morwell Coal Company's Line of Railway,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 30th November, 1897.

F. C. MASON,
Speaker.

9. GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE BILL.—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to validate the purchase of the Great Morwell Coal Company's Line of Railway,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act relating to the Dookie and Katamatite Tramway,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 30th November, 1897.

F. C. MASON,
Speaker.

11. DOOKIE AND KATAMATITE TRAMWAY BILL.—The Honorable S. Williamson moved, That the Bill transmitted by the foregoing Message, intituled "*An Act relating to the Dookie and Katamatite Tramway,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the 'Vermin Destruction Act 1890,'*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 30th November, 1897.

F. C. MASON,
Speaker.

13. VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the 'Vermin Destruction Act 1890,'*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply a certain provision of the 'Local Government Act 1890' to the City of Melbourne and Town of Geelong,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 30th November, 1897.

F. C. MASON,
Speaker.

15. LOCAL GOVERNMENT (MELBOURNE AND GEELONG) BILL.—The Honorable J. H. Connor moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to apply a certain provision of the 'Local Government Act 1890' to the City of Melbourne and Town of Geelong,*" be now read a first time.

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

16. LEAVE OF ABSENCE.—The Honorable J. H. Abbott moved, That leave of absence be granted to the Honorable W. I. Winter-Irving for the remainder of the Session on account of urgent private business.

Question—put and resolved in the affirmative.

17. DUNOLLY CEMETERY BILL.—The Honorable J. Bell moved, That he have leave to bring in a Bill to provide for the Extension of the Dunolly Cemetery.

Question—put and resolved in the affirmative.

Ordered—That the Honorable J. Bell do prepare and bring in the Bill.

The Honorable J. Bell then brought up a Bill intituled "*A Bill to provide for the Extension of the Dunolly Cemetery,*" and moved, That it be now read a first time.

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

18. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable J. Bell reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the Speedy Removal of Dangerous Buildings,*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 30th November, 1897.

20. DANGEROUS BUILDINGS REMOVAL BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the Speedy Removal of Dangerous Buildings,*" be now read a first time.

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

21. STUDLEY PARK BRIDGE BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.

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

On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.

The Honorable W. McCulloch moved, That the following be the title of the Bill:—

"*An Act relating to the Studley Park Bridge.*"

Question—put and resolved in the affirmative.

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

22. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—

Education Department (Officers and Teachers) Bill—Second reading.

Mining Development Act 1896 further Amendment Bill—Second reading.

Vegetation Diseases Act 1896 Amendment Bill—Second reading.

Melbourne and Metropolitan Board of Works Act 1890 further Amendment Bill—Second reading.

Melbourne and Metropolitan Board of Works Act 1897 Amendment Bill—Second reading.

Post Office Act 1890 Amendment Bill—Second reading.

Defunct Companies Bill—To be further considered in Committee.

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

GEORGE H. JENKINS,
Clerk of the Legislative Council.



LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 4.

WEDNESDAY, 1ST DECEMBER, 1897.

General Business.

NOTICE OF MOTION :—

1. The Hon. N. THORNLEY: To move, That leave of absence be granted to the Honorable S. W. Cooke for the remainder of the Session on account of urgent private business.

ORDERS OF THE DAY :—

1. LOCAL GOVERNMENT (MELBOURNE AND GEELONG) BILL—Second reading.
2. DUNOLLY CEMETERY BILL—Second reading.

Government Business.

ORDERS OF THE DAY :—

1. DANGEROUS BUILDINGS REMOVAL BILL—Second reading.
2. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL—To be further considered in Committee.
3. EDUCATION DEPARTMENT (OFFICERS AND TEACHERS) BILL—Second reading.
4. MINING DEVELOPMENT ACT 1896 FURTHER AMENDMENT BILL—Second reading.
5. VEGETATION DISEASES ACT 1896 AMENDMENT BILL—Second reading.
6. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—Second reading.
7. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1897 AMENDMENT BILL—Second reading.
8. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.
9. DEFUNCT COMPANIES BILL—To be further considered in Committee.

TUESDAY, 7TH DECEMBER.

Question.

1. The Hon. S. FRASER: To call the attention of the Honorable the Solicitor-General to the non-publication of the annual Year-book, and to ask if it is the intention of the Government to resume the publishing of the same.

Government Business.

ORDERS OF THE DAY :—

1. GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE BILL—Second reading.
2. DOOKIE AND KATAMATITE TRAMWAY BILL—Second reading.
3. VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,

Clerk of the Legislative Council.

PARLIAMENTARY PAPERS ISSUED SINCE 25TH NOVEMBER, 1897.

Notices of Motion and Orders of the Day. No. 4.

Great Morwell Railway Bill—[10]. (To Members of Council only.)

Dookie and Katamatite Tramway Bill—[14]. (To Members of Council only.)

Melbourne and Geelong Parliamentary Elections Bill—[31]. (To Members of Council only.)

Vermin Destruction Bill—[32]. (To Members of Council only.)

Dangerous Buildings Removal Bill—[39]. (To Members of Council only.)

Defunct Companies Bill.—Amendments to be proposed by the Hon. James Balfour. (To Members of Council only.)

Administration and Probate Bill—

Amendments to be proposed by the Hon. Sir H. Cuthbert. (To Members of Council only.)

Amendment proposed by the Hon. G. Godfrey. (To Members of Council only.)

New Clause to be proposed by the Hon. G. Godfrey. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 7, 8, and 9.

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

Public Contracts Bill—[6]. (To Members only.)

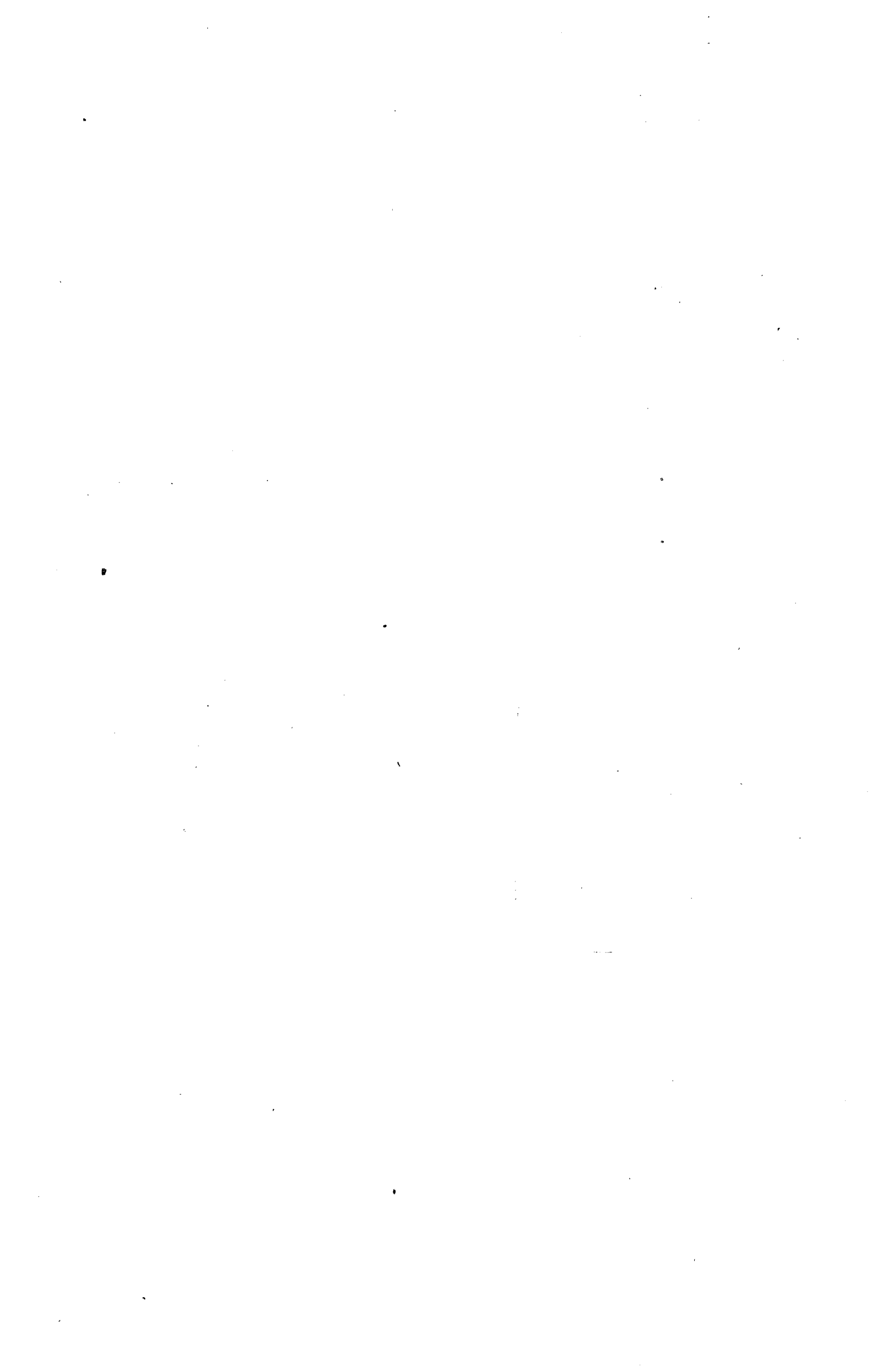
Dangerous Buildings Removal Bill—[39].

Hospitals and Charities Bill.—Amendment to be proposed in Committee by Mr. Higgins. (To Members only.)

Drainage Areas Bill—

New Clause to be proposed by Mr. Gair. (To Members only.)

Amendments to be proposed in Committee by Mr. Madden. (To Members only.)



VICTORIA.

No. 6.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 1ST DECEMBER, 1897.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. LEAVE OF ABSENCE.—The Honorable N. Thornley moved, That leave of absence be granted to the Honorable S. W. Cooke for the remainder of the Session on account of urgent private business.
Question—put and resolved in the affirmative.
5. DANGEROUS BUILDINGS REMOVAL BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
The Honorable Sir H. Cuthbert moved, That this Bill be now committed to a Committee of the whole.
Question—put and resolved in the affirmative.
And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.
The President resumed the Chair; and the Honorable J. Bell reported that the Committee had gone through the Bill and agreed to the same with amendments.
The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.
Question—put and resolved in the affirmative.
On the motion of the Honorable Sir H. Cuthbert the Council adopted the Report from the Committee of the whole on this Bill.
And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.
The Honorable Sir H. Cuthbert moved, That the following be the title of the Bill :—
“ *An Act to authorize the Speedy Removal of Dangerous Buildings.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.
6. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday next :—
Local Government (Melbourne and Geelong) Bill—Second reading.
7. DUNOLLY CEMETERY BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. Bell moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
The Honorable J. Bell moved, That this Bill be now committed to a Committee of the whole.
Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. Bell, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable J. Bell, the Bill was read a third time and passed.

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

“ *An Act to provide for the Extension of the Dunolly Cemetery.* ”

Question—put and resolved in the affirmative.

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

8. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable J. Bell reported that the Committee had gone through the Bill and agreed to the same with amendments.

Ordered—That the Bill as amended be printed, and taken into consideration on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act to authorize the Speedy Removal of Dangerous Buildings,* ” and acquaint the Legislative Council that the Legislative Assembly have agreed to one of the amendments made in such Bill by the Legislative Council, and have agreed to the other amendments with amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 1st December, 1897.

F. C. MASON,
Speaker.

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

Amendments made by the Legislative Council.

How dealt with by the Legislative Assembly.

Clause 8, lines 1–2, omit “ or in connexion with.” ...

Agreed to with the following amendment :—Insert “ or about ” in place of the words omitted.

Clause 9, omit this clause and insert the following new clause :—

A. (1) If any workman employed in the repair alteration or pulling down of any building or part of any building under the authority of this Act or in pursuance of any notice or order given or made under this Act suffers personal injury while engaged on any such work compensation shall be paid by the employer as follows (that is to say):—

(a) Where total or partial disablement or incapacity for work results from the injury, then until complete recovery but not exceeding three years, a weekly payment to the workman at the rate at which he was employed at the time the injury was sustained :

(b) Where death results from the injury, if the workman leaves any dependants, then the amount of three years’ wages at the rate aforesaid shall be paid to the legal representative of the workman for the general benefit of the dependants, and if the workman leaves no dependants then the reasonable expenses of his medical attendance and burial.

(2) Where the injury is caused by the personal negligence or wilful act of the employer, or of some person for whose act or default the employer is responsible, nothing in this Act shall affect any civil liability of the employer but in that case the workman or his legal representative may at his option either claim compensation under this Act or take the same proceedings as were open to him before the commencement of this Act; but the employer shall not be liable to pay compensation for injury to a workman both independently of and also under this Act.

Omission of clause 9 agreed to; new clause A agreed to with the following amendment:—Line 1, after “ in ” insert “ or about.”

Amendments made by the Legislative Council.	How dealt with by the Legislative Assembly.
(3) If it is proved that the injury to the workman is attributable to the serious and wilful misconduct of that workman any compensation claimed in respect of that injury shall be disallowed.	
(4) Where the injury for which compensation is payable under this Act was caused by circumstances creating a legal liability in some person other than the employer to pay damages in respect thereof, the workman or his legal representative may proceed either at law against that person to recover damages or against the employer for compensation under this Act but not against both, and if compensation be paid under this Act the employer shall be entitled to be indemnified by the said other person.	
(5) If before the happening of an injury as aforesaid to any workman the employer has at his own expense effected for the benefit of the workman or in the case of his death for the benefit of his dependants an insurance of the workman against accident, and has deposited the policy thereof with the Registrar of Friendly Societies and obtained from such Registrar a certificate that such insurance is in his opinion substantially as beneficial to the workman as the provision for compensation in this section contained then the employer shall not in the case of such injury be liable to pay the said compensation.	
(6) "Dependants" in this section mean a wife and also the persons included in the expressions "child" and "parent" as defined by section 13 of the <i>Wrongs Act</i> 1890.	
(7) All claims hereunder may be made and recovered in the County Court.	
(8) This section shall apply and have full force and effect notwithstanding any agreement to the contrary.	

On the motion of the Honorable Sir H. Cuthbert the Council agreed to the said amendments and ordered that a Message be transmitted to the Legislative Assembly acquainting them therewith.

10. EDUCATION DEPARTMENT (OFFICERS AND TEACHERS) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“An Act relating to certain Officers and Teachers who held office in the Education Department at the passing of ‘The Public Service Act 1883.’”

Question—put and resolved in the affirmative.

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

11. MINING DEVELOPMENT ACT 1896 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“ An Act to further amend the ‘ Mining Development Act 1896.’ ”

Question—put and resolved in the affirmative.

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

12. VEGETATION DISEASES ACT 1896 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable J. Bell reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday next :—

Melbourne and Metropolitan Board of Works Act 1890 further Amendment Bill—Second reading.

14. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1897 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable S. Williamson moved, That this Bill be now read a second time.

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

The Honorable S. Williamson moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable S. Williamson, the President left the Chair, and the Council resolved itself into Committee.

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

On the motion of the Honorable S. Williamson the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable S. Williamson, the Bill was read a third time and passed.

The Honorable S. Williamson moved, That the following be the title of the Bill :—

“ An Act to amend the ‘ Melbourne and Metropolitan Board of Works Act 1897.’ ”

Question—put and resolved in the affirmative.

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

15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—

Post Office Act 1890 Amendment Bill—Second reading.

Defunct Companies Bill—To be further considered in Committee.

16. ADJOURNMENT.—The Honorable Sir H. Cuthbert 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-seven minutes past ten o'clock, adjourned until Tuesday next.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 5.

TUESDAY, 7TH DECEMBER, 1897.

Question.

1. The Hon. S. FRASER : To call the attention of the Honorable the Solicitor-General to the non-publication of the annual Year-book, and to ask if it is the intention of the Government to resume the publishing of the same.

Government Business.

ORDERS OF THE DAY :—

1. GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE BILL—Second reading.
2. DOOKIE AND KATAMATITE TRAMWAY BILL—Second reading.
3. VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL—Second reading.
4. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL—Consideration of Report.
5. VEGETATION DISEASES ACT 1896 AMENDMENT BILL—To be further considered in Committee.
6. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.
7. DEFUNCT COMPANIES BILL—To be further considered in Committee.

General Business.

NOTICE OF MOTION :—

1. The Hon. J. STERNBERG : To move, That he have leave to bring in a Bill to enable the Trustees of the Elmore Cemetery to include the adjoining road within the site of the said cemetery.

WEDNESDAY, 8TH DECEMBER.

General Business.

ORDERS OF THE DAY :—

1. LOCAL GOVERNMENT (MELBOURNE AND GEELONG) BILL—Second reading.
2. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

PARLIAMENTARY PAPERS ISSUED 1ST DECEMBER, 1897.

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

Notices of Motion and Orders of the Day. No. 10.
Berry Superannuation Bill—[42].

VICTORIA.

No. 7.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 7TH DECEMBER, 1897.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **DECLARATION OF MEMBER.**—The Honorable E. J. Croke delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

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

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

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

“E. J. CROOKE.”

5. **DENTISTS LAW AMENDMENT BILL.**—The Honorable Sir H. Cuthbert moved, by leave, That he have leave to bring in a Bill to amend the Law relating to Dentists.
Question—put and resolved in the affirmative.
Ordered—That the Honorable Sir H. Cuthbert do prepare and bring in the Bill.
The Honorable Sir H. Cuthbert then brought up a Bill intituled “*A Bill to amend the Law relating to Dentists,*” and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Thursday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to further amend the ‘Marine Act 1890,’*” with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 7th December, 1897.

7. **MARINE ACT 1890 FURTHER AMENDMENT BILL.**—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to further amend the ‘Marine Act 1890,’*” be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the Inspection of Live Stock, Meat, Dairy Produce, Fruit, and other products intended for Export and to regulate the Exportation thereof,*" with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 7th December, 1897.

9. EXPORTED PRODUCTS BILL.—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to provide for the Inspection of Live Stock, Meat, Dairy Produce, Fruit, and other products intended for Export and to regulate the Exportation thereof,*" be now read a first time.

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

10. GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

11. VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with an amendment.

The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill, after debate, was read a third time and passed.

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

"*An Act to amend the ' Vermin Destruction Act 1890.'*"

Question—put and resolved in the affirmative.

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

12. VEGETATION DISEASES ACT 1896 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

Dookie and Katamatite Tramway Bill—Second reading.

Administration and Probate Acts Amendment Bill—Consideration of Report.

Post Office Act 1890 Amendment Bill—Second reading.

Defunct Companies Bill—To be further considered in Committee.

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

GEORGE H. JENKINS,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 6.

WEDNESDAY, 8TH DECEMBER, 1897.

General Business.

NOTICES OF MOTION :—

1. The Hon. Sir H. J. WRIXON : To move, That he have leave to bring in a Bill to amend the Law with respect to Compensation to Workmen for accidental injuries suffered in the course of their employment.
2. The Hon. J. STERNBERG : To move, That he have leave to bring in a Bill to enable the Trustees of the Elmore Cemetery to include the adjoining road within the site of the said cemetery.

ORDERS OF THE DAY :—

1. LOCAL GOVERNMENT (MELBOURNE AND GEELONG) BILL—Second reading.
2. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—Second reading.

Government Business.

ORDERS OF THE DAY :—

1. MARINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.
2. EXPORTED PRODUCTS BILL—Second reading.
3. GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE BILL—To be further considered in Committee.
4. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL—Consideration of Report.
5. VEGETATION DISEASES ACT 1896 AMENDMENT BILL—To be further considered in Committee.
6. DOOKIE AND KATAMATITE TRAMWAY BILL—Second reading.
7. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.
8. DEFUNCT COMPANIES BILL—To be further considered in Committee.

THURSDAY, 9TH DECEMBER.

Government Business.

ORDER OF THE DAY :—

1. DENTISTS LAW AMENDMENT BILL—Second reading.

TUESDAY, 14TH DECEMBER.

Question.

1. The Hon. E. J. CROOKE : To call the attention of the Honorable the Solicitor-General to the successful method of cultivating virus for pleuro-pneumonia carried out in Queensland, and to ask if the Government will adopt the same for this colony.

GEORGE H. JENKINS,

Clerk of the Legislative Council.

PARLIAMENTARY PAPERS ISSUED SINCE 2ND DECEMBER, 1897.

Minutes of the Proceedings of the Legislative Council. Nos. 5 and 6.

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

Administration and Probate Bill—[2]. (To Members of Council only.)

Marine Bill—[15]. (To Members of Council only.)

Exported Products Bill—[20]. (To Members of Council only.)

Dentists Bill—[37].

Administration and Probate Bill.—New Clause to be proposed on recommitment by the Hon. Sir A. Snowden. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 10, 11, and 12.

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

Weekly Report of Divisions. No. 2.

Dunolly Cemetery Bill—[35]. (To Members only.)

Hospitals and Charities Bill.—Amendments to be proposed in Committee by Mr. T. Smith. (To Members only.)

Drainage Areas Bill—

Amendment to be proposed by Mr. Madden upon the Third reading. (To Members only.)

New Clause to be proposed by Mr. Cook after Third reading. (To Members only.)

Indecent Publications Bill.—Amendments to be proposed in Committee by Mr. Cook. (To Members only.)

Income Tax Memorandum. (To Members only.)

Savings Banks.—Statements and Returns for the Year ended 30th June, 1897. 2nd S.—No. 9.

VICTORIA.

No. 8.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

WEDNESDAY, 8TH DECEMBER, 1897.

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

BRASSEY,
Governor. *Message No. 1.*

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

“An Act relating to the Studley Park Bridge.”
“An Act relating to certain Officers and Teachers who held office in the Education Department at the passing of ‘The Public Service Act 1883.’”
“An Act to further amend the ‘Mining Development Act 1896.’”
“An Act to amend the ‘Melbourne and Metropolitan Board of Works Act 1897.’”

Government Offices,
Melbourne, 8th December, 1897.
5. PETITION.—The Honorable C. J. Ham presented a Petition from the Acting President, Vice-President, and Members of Council of the Melbourne Chamber of Commerce against certain provisions of the Exported Products Bill, and in favour of restricting all legislation to the provisions for such an inspection of perishable products as will enable the officers of the Government to certify that such products are fit for human consumption.
Petition read, ordered to lie on the Table, and to be referred to the Committee of the whole on the Exported Products Bill.
6. WORKMEN'S COMPENSATION BILL.—The Honorable Sir H. J. Wrixon moved, That he have leave to bring in a Bill to amend the Law with respect to Compensation to Workmen for Accidental Injuries suffered in the course of their Employment.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That the Honorable Sir H. J. Wrixon do prepare and bring in the Bill.
The Honorable Sir H. J. Wrixon then brought up a Bill intituled “A Bill to amend the Law with respect to Compensation to Workmen for Accidental Injuries suffered in the course of their Employment,” and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday next.
7. PAPER.—The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table by the Clerk :—

Summary of Statements for the year 1896 made by Companies transacting Life Assurance business in Victoria.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to declare the Rates of Duties of Income Tax for the Year ending on the thirty-first day of December One thousand eight hundred and ninety-eight,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 8th December, 1897.

F. C. MASON,
Speaker.

9. INCOME TAX RATE BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to declare the Rates of Duties of Income Tax for the Year ending on the thirty-first day of December One thousand eight hundred and ninety-eight,*" be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.

10. LOCAL GOVERNMENT (MELBOURNE AND GEELONG) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. H. Connor moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable J. H. Connor, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable J. H. Connor, the Bill was read a third time and passed.

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

"An Act to apply a certain provision of the 'Local Government Act 1890' to the City of Melbourne and Town of Geelong."

Question—put and resolved in the affirmative.

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

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday next :—

Melbourne and Metropolitan Board of Works Act 1890 further Amendment Bill—Second reading.

12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

Marine Act 1890 further Amendment Bill—Second reading.

Exported Products Bill—Second reading.

13. GREAT MORWELL COAL COMPANY'S RAILWAY PURCHASE 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, and the Council resolved itself into Committee.

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

On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.

The Honorable W. McCulloch moved, That the following be the title of the Bill :—

"An Act to validate the purchase of the Great Morwell Coal Company's Line of Railway."

Question—put and resolved in the affirmative.

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

14. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Sir H. Cuthbert the following Order of the Day was read and discharged :—

Administration and Probate Acts Amendment Bill—Consideration of Report.

15. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of clauses 4, 5, 9, 12, 13, B, C, and the consideration of a proposed new clause.

Debate ensued.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with further amendments.

Ordered—That the Bill as amended be printed, and taken into consideration to-morrow.

16. **DECLARATION OF MEMBER.**—The Honorable N. Levi delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, NATHANIEL LEVI, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of city of Melbourne, city of St. Kilda, shire of Cranbourne, and shire of Moorabbin, and are known as Printing establishment, situated in Hosier-lane, off Flinders-street east, city of Melbourne; allotment 1 of section 9 x twenty-eight perches and nine-tenths, allotment 2 of section 9 x nineteen perches and eight-tenths, allotment 3 of section 9 x nineteen perches and six-tenths, city of St. Kilda, parish of South Melbourne, county of Bourke; allotment 10, village of Lang Lang, two roods; allotment 11, village of Lang Lang, two roods twenty-six perches, parish of Lang Lang, Yallock riding, shire of Cranbourne, county of Mornington; allotment 5, part of Crown portion 28, parish of Moorabbin, South riding, shire of Moorabbin, county of Bourke.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of city of Melbourne are rated in the rate-book of such district upon a yearly value of Eighty pounds, and that such of the said lands or tenements as are situate in the municipal district of city of St. Kilda are rated in the rate-book of such district upon a yearly value of Twenty-eight pounds, and that such of the said lands or tenements as are situate in the municipal district or shire of Cranbourne are rated in the rate-book of such district or shire upon a yearly value of Four pounds, and that such of the said lands or tenements as are situate in the municipal district or shire of Moorabbin are rated in the rate-book of such district or shire upon a yearly value of Two pounds.

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

“NATHL. LEVI.”

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to vest the Trust Funds in Trustees and for other purposes,*” with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 8th December, 1897.

18. **TRUST FUNDS VESTING BILL.**—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to vest the Trust Funds in Trustees and for other purposes,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act relating to certain Public and Bank Holidays,*” with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 8th December, 1897.

20. **PUBLIC AND BANK HOLIDAYS BILL.**—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled “*An Act relating to certain Public and Bank Holidays,*” be now read a first time.

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

21. **VEGETATION DISEASES ACT 1896 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with amendments.

The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“*An Act to amend the ‘Vegetation Diseases Act 1896.’*”

Question—put and resolved in the affirmative.

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

22. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until to-morrow :—

Dookie and Katamatite Tramway Bill—Second reading.

Post Office Act 1890 Amendment Bill—Second reading.

Defunct Companies Bill—To be further considered in Committee.

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

GEORGE H. JENKINS,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 7.

THURSDAY, 9TH DECEMBER, 1897.

Question.

1. The Hon. P. PHILLIPS: To ask the Honorable the Solicitor-General if it is the intention of the Government to refer, for the consideration of the Parliamentary Standing Committee on Railways, the extension of the railway from Jeparit to Weerap, or if any Mallee railways will be referred to the Committee.

Government Business.

ORDERS OF THE DAY:—

1. DENTISTS LAW AMENDMENT BILL—Second reading.
2. INCOME TAX RATE BILL—Second reading.
3. MARINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.
4. EXPORTED PRODUCTS BILL—Second reading.
5. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL—Consideration of Report.
6. TRUST FUNDS VESTING BILL—Second reading.
7. PUBLIC AND BANK HOLIDAYS BILL—Second reading.
8. DOOKIE AND KATAMATITE TRAMWAY BILL—Second reading.
9. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.
10. DEFUNCT COMPANIES BILL—To be further considered in Committee.

TUESDAY, 14TH DECEMBER.

Question.

1. The Hon. E. J. CROOKE: To call the attention of the Honorable the Solicitor-General to the successful method of cultivating virus for pleuro-pneumonia carried out in Queensland, and to ask if the Government will adopt the same for this colony.

WEDNESDAY, 15TH DECEMBER.

General Business.

NOTICE OF MOTION:—

1. The Hon. J. STERNBERG: To move, That he have leave to bring in a Bill to enable the Trustees of the Elmore Cemetery to include the adjoining road within the site of the said cemetery.

ORDERS OF THE DAY:—

1. WORKMEN'S COMPENSATION BILL—Second reading.
2. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

MEETING OF SELECT COMMITTEE.

Tuesday, 14th December.

REFRESHMENT ROOMS (JOINT)—at half-past three o'clock.

PARLIAMENTARY PAPERS ISSUED 8TH DECEMBER, 1897.

Minutes of the Proceedings of the Legislative Council. No. 7.
 Notices of Motion and Orders of the Day. No. 7.
 Administration and Probate Bill—[2]. (To Members of Council only.)
 Trust Funds Bill—[18]. (To Members of Council only.)
 Income Tax Rate Bill—[34]. (To Members of Council only.)
 Public and Bank Holidays Bill—[41]. (To Members of Council only.)
 Administration and Probate Bill.—New Clause to be proposed by the Hon. S. Fraser. (To Members of Council only.)

Notices of Motion and Orders of the Day. No. 13.
 Vermin Destruction Bill.—Amendment of the Legislative Council. (To Members only.)



VICTORIA.

No. 9.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

THURSDAY, 9TH DECEMBER, 1897.

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

BRASSEY,

Governor.

Message No. 2.

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

“An Act to authorize the Speedy Removal of Dangerous Buildings.”

Government Offices,
Melbourne, 2nd December, 1897.

- 5. INCOME TAX RATE BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
The Honorable Sir H. Cuthbert moved, That this Bill be now committed to a Committee of the whole.
Question—put and resolved in the affirmative.
And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.
The President resumed the Chair ; and the Honorable F. Brown having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.
On the motion of the Honorable Sir H. Cuthbert the Council adopted the Report from the Committee of the whole on this Bill.
And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.
The Honorable Sir H. Cuthbert moved, That the following be the title of the Bill :—
“An Act to declare the Rates of Duties of Income Tax for the Year ending on the thirty-first day of December One thousand eight hundred and ninety-eight.”
Question—put and resolved in the affirmative.
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act relating to certain Public Contracts,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the same without amendment.

Legislative Assembly,
Melbourne, 9th December, 1897.

F. C. MASON,
Speaker.

7. MARINE ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

"An Act to further amend the 'Marine Act 1890.'"

Question—put and resolved in the affirmative.

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

8. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Sir H. Cuthbert the following Order of the Day was read and discharged:—

Administration and Probate Acts Amendment Bill—Consideration of Report.

9. ADMINISTRATION AND PROBATE ACTS AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of clause BB and the consideration of a proposed new clause.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with further amendments.

The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

"An Act to amend the Administration and Probate Acts."

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to provide for the Extension of the Dunolly Cemetery,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the same without amendment.

Legislative Assembly,
Melbourne, 9th December, 1897.

F. C. MASON,
Speaker.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Vermin Destruction Act 1890,'*" and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendment made in such Bill by the Legislative Council.

Legislative Assembly,
Melbourne, 9th December, 1897.

F. C. MASON,
Speaker.

Ordered—That the foregoing Message be taken into consideration on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the Drainage of Land,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 9th December, 1897.

F. C. MASON,
Speaker.

13. DRAINAGE BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to provide for the Drainage of Land,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to enable the Main Street of Rutherglen to be reduced to a width not less than Fifty-six feet,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 9th December, 1897.

F. C. MASON,
Speaker.

15. RUTHERGLEN MAIN STREET BILL.—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to enable the Main Street of Rutherglen to be reduced to a width not less than Fifty-six feet,*" be now read a first time.

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

16. COMPANIES ACT 1890 (PART III.) AMENDMENT BILL.—The Honorable Sir H. Cuthbert moved, by leave, That he have leave to bring in a Bill to amend Part III. of the *Companies Act 1890*.

Question—put and resolved in the affirmative.

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

The Honorable Sir H. Cuthbert then brought up a Bill intituled "*A Bill to amend Part III. of the 'Companies Act 1890,'*" and moved, That it be now read a first time.

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

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

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

"*An Act to amend Part III. of the 'Companies Act 1890.'*"

Question—put and resolved in the affirmative.

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

17. TRUST FUNDS VESTING BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with an amendment.

Ordered—That the Bill as amended be printed, and taken into consideration on Tuesday next.

18. PUBLIC AND BANK HOLIDAYS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with amendments.

The Honorable W. McCulloch moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.

The Honorable W. McCulloch moved, That the following be the title of the Bill :—

“ An Act relating to certain Public and Bank Holidays.”

Question—put and resolved in the affirmative.

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

19. DOOKIE AND KATAMATITE TRAMWAY BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“ An Act relating to the Dookie and Katamatite Tramway.”

Question—put and resolved in the affirmative.

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

20. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—

Exported Products Bill—Second reading.

Dentists Law Amendment Bill—Second reading.

Post Office Act 1890 Amendment Bill—Second reading.

Defunct Companies Bill—To be further considered in Committee.

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

GEORGE H. JENKINS,

Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 8.

TUESDAY, 14TH DECEMBER, 1897.

Question.

1. The Hon. E. J. CROOKE: To call the attention of the Honorable the Solicitor-General to the successful method of cultivating virus for pleuro-pneumonia carried out in Queensland, and to ask if the Government will adopt the same for this colony.

Government Business.

ORDERS OF THE DAY:—

1. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.
2. EXPORTED PRODUCTS BILL—Second reading.
3. VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL—MESSAGE FROM LEGISLATIVE ASSEMBLY—
To be taken into consideration.
4. DRAINAGE BILL—Second reading.
5. RUTHERGLEN MAIN STREET BILL—Second reading.
6. TRUST FUNDS VESTING BILL—Consideration of Report.
7. DENTISTS LAW AMENDMENT BILL—Second reading.
8. DEFUNCT COMPANIES BILL—To be further considered in Committee.

WEDNESDAY, 15TH DECEMBER.

General Business.

NOTICE OF MOTION:—

1. The Hon. J. STERNBERG: To move, That he have leave to bring in a Bill to enable the Trustees of the Elmore Cemetery to include the adjoining road within the site of the said cemetery.

ORDERS OF THE DAY:—

1. WORKMEN'S COMPENSATION BILL—Second reading.
2. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—
Second reading.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

MEETING OF SELECT COMMITTEE.

Tuesday, 14th December.

REFRESHMENT ROOMS (JOINT)—at half-past three o'clock.

PARLIAMENTARY PAPERS ISSUED 9TH DECEMBER, 1897.

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

Drainage Areas Bill—[13]. (To Members of Council only.)

Rutherglen Main Street Bill—[38]. (To Members of Council only.)

Workmen's Compensation Bill—[46].

Administration and Probate Acts Amendment Bill.—Comments by the Chamber of Commerce, Melbourne.
(To Members of Council only.)

Notices of Motion and Orders of the Day. No. 14.

Birchip Land Bill—[11].

Port Melbourne Public Park and Garden Bill—[40].

Vegetation Diseases Bill.—Amendment of the Legislative Council. (To Members only.)



VICTORIA.

No. 10.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 14TH DECEMBER, 1897.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. COLONIAL AMMUNITION COMPANY LIMITED BILL.—The Honorable W. McCulloch moved, by leave, That he have leave to bring in a Bill relating to the Colonial Ammunition Company Limited.
Question—put and resolved in the affirmative.
Ordered—That the Honorable W. McCulloch do prepare and bring in the Bill.
The Honorable W. McCulloch then brought up a Bill intituled "*A Bill relating to the Colonial Ammunition Company Limited,*" and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and, by leave, to be read a second time this day.
5. PAPERS.—The Honorable Sir H. Cuthbert presented, by command of His Excellency the Governor—
 - Statistical Register of the Colony of Victoria for the year 1896—
 - Part V.—Vital Statistics, &c.
 - Part VI.—Law, Crime, &c.
 - Part VII.—Accumulation.
 - Report of Proceedings taken under the provisions of the Land Acts and the Wattles Act 1890 during the year ending 31st December, 1896.
 - Proceedings of the Australasian Federal Convention held at Parliament House, Sydney, September 2nd to September 24th, 1897.
 - Official Report of the Debates of the Australasian Federal Convention held at Parliament House, Sydney, September 2nd to September 24th, 1897.
 Severally ordered to lie on the Table.
The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk—
 - Water Act 1890—
 - Shire of Shepparton Waterworks Trust.—Application for Additional Loan of £2,500.—Detailed Statement and Report.
 - Campaspe Irrigation and Water Supply Trust.—Additional Loan (£9,000).
 - The Shire of Deakin and the Rodney Irrigation and Water Supply Trust.—Application of Municipal Funds.
6. POST OFFICE ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
The Honorable Sir H. Cuthbert moved, That this Bill be now committed to a Committee of the whole.
Question—put and resolved in the affirmative.
And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.
The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with amendments.

The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“*An Act to amend the ‘Post Office Act 1890’ and for other purposes.*”

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to provide for the Resumption by the Crown of certain Land reserved as a site for a Mechanics’ Institute and Public Hall at Birchip,*” with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 14th December, 1897.

8. BIRCHIP LAND RESUMPTION BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to provide for the Resumption by the Crown of certain Land reserved as a site for a Mechanics’ Institute and Public Hall at Birchip,*” 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 this day.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to provide a Site for a Public Park and Garden at Port Melbourne,*” with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 14th December, 1897.

10. PORT MELBOURNE PUBLIC PARK AND GARDEN BILL.—The Honorable Sir H. Cuthbert moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to provide a Site for a Public Park and Garden at Port Melbourne,*” 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 this day.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the ‘Vegetation Diseases Act 1896,’*” and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council.

Legislative Assembly,
Melbourne, 14th December, 1897.

F. C. MASON,
Speaker.

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

Clause 2, omit this clause.

Clause 3, omit this clause.

Insert the following new clauses :—

- A. In the event of the fruit-growers of any fruit-growing district at any time failing to elect within such time as may be prescribed by the regulations all or any members of a local board of advice for such district, it shall be lawful for the Governor in Council to appoint all or any members of such local board, and any members so appointed shall be deemed and taken to have been elected by the fruit-growers of such district and shall hold office for such time as the regulations prescribe.

- B. In clauses eight and nine of the *Vegetation Diseases Act 1896* before the word “*eradicate*” insert “*all reasonable measures to.*”

The Honorable Sir H. Cuthbert moved, That the Council do not insist on their amendments.

Debate ensued.

Question—put and negatived.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council insist on their amendments disagreed with by the Legislative Assembly.

12. EXPORTED PRODUCTS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable W. McCulloch moved, That this Bill be committed.

Question—put and resolved in the affirmative.

The Honorable R. Reid moved, That the Bill be committed to a Select Committee.

Question—put and resolved in the affirmative.

The Honorable R. Reid moved, by leave, That the Select Committee consist of the Honorables J. Balfour, J. Bell, J. C. Campbell, J. H. Connor, E. J. Croke, D. Melville, W. McCulloch, P. Phillips, N. Thornley, and the Mover; such Committee to have power to send for persons, papers, and records, and to move from place to place; three to be the quorum.

Question—put and resolved in the affirmative.

13. VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL.—The Order of the Day for the consideration of the amendment made by the Legislative Council in this Bill disagreed with by the Legislative Assembly having been read—the said amendment was read, and is as follows :—

Clause 3, omit this clause.

The Honorable Sir H. Cuthbert moved, That the Council do not insist on their amendment.

Debate ensued.

Question—put.

The Council divided.

Ayes, 12.

The Hon. S. Austin
J. Balfour
Sir R. T. H. Clarke, Bart.
E. J. Croke
Sir H. Cuthbert
Dr. W. H. Embling
N. Levi
W. McCulloch
W. Pearson
G. Simmie.

Tellers.

E. Miller
A. Wynne.

Noes, 20.

The Hon. J. H. Abbott
F. Brown
J. C. Campbell
T. Comrie
T. Dowling
G. Godfrey
F. S. Grimwade
D. Ham
E. Morey
P. Phillips
J. M. Pratt
A. O. Sachse
Sir A. Snowden
J. Sternberg
N. Thornley
J. A. Wallace
T. D. Wanliss
Sir H. J. Wrixon.

Tellers.

J. Bell
J. H. Connor.

And so it passed in the negative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council insist on their amendment disagreed with by the Legislative Assembly.

14. COLONIAL AMMUNITION COMPANY LIMITED BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable F. Brown reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

15. RUTHERGLEN MAIN STREET BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

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

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“ An Act to enable the Main Street of Rutherglen to be reduced to a width not less than Fifty-six feet.”

Question—put and resolved in the affirmative.

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

16. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Sir H. Cuthbert the following Order of the Day was read and discharged :—

Trust Funds Vesting Bill—Consideration of Report.

17. TRUST FUNDS VESTING BILL.—The Honorable Sir H. Cuthbert moved, That this Bill be recommitted to a Committee of the whole for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair ; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with a further amendment.

The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

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

And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed.

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

“ An Act to vest the Trust Funds in Trustees and for other purposes.”

Question—put and resolved in the affirmative.

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

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

Drainage Bill—Second reading.

Dentists Law Amendment Bill—Second reading.

Defunct Companies Bill—To be further considered in Committee.

Birchip Land Resumption Bill—Second reading.

Port Melbourne Public Park and Garden Bill—Second reading.

19. ADJOURNMENT.—The Honorable Sir H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until to-morrow, at three o'clock.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,
Clerk of the Legislative Council.

LEGISLATIVE COUNCIL.

Notices of Motion and Orders of the Day.

No. 9.

WEDNESDAY, 15TH DECEMBER, 1897.

Questions.

1. The Hon. E. J. CROOKE : To call the attention of the Honorable the Solicitor-General to the successful method of cultivating virus for pleuro-pneumonia carried out in Queensland, and to ask if the Government will adopt the same for this colony.
2. The Hon. A. O. SACHSE : To ask the Honorable the Solicitor-General whether the Government intends, during the recess, to give practical assistance to the vine-growing industry in pursuance of the promises made by the Right Honorable the Premier in the Legislative Assembly on the 31st August last, and by the Honorable the Minister of Agriculture to deputations from the Vine-growers' Conferences held in June and September last in Melbourne.

General Business.

NOTICE OF MOTION :—

1. The Hon. J. STERNBERG : To move, That he have leave to bring in a Bill to enable the Trustees of the Elmore Cemetery to include the adjoining road within the site of the said cemetery.

ORDERS OF THE DAY :—

1. WORKMEN'S COMPENSATION BILL—Second reading.
2. MELBOURNE AND METROPOLITAN BOARD OF WORKS ACT 1890 FURTHER AMENDMENT BILL—Second reading.

Government Business.

ORDERS OF THE DAY :—

1. DENTISTS LAW AMENDMENT BILL—Second reading.
2. DEFUNCT COMPANIES BILL—To be further considered in Committee.
3. BIRCHIP LAND RESUMPTION BILL—Second reading.
4. PORT MELBOURNE PUBLIC PARK AND GARDEN BILL—Second reading.
5. COLONIAL AMMUNITION COMPANY LIMITED BILL—To be further considered in Committee.
6. DRAINAGE BILL—Second reading.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

MEETING OF SELECT COMMITTEE.

Wednesday, 15th December.

PARLIAMENT BUILDINGS (JOINT)—at three o'clock.

PARLIAMENTARY PAPERS ISSUED SINCE 9TH DECEMBER, 1897.

Minutes of the Proceedings of the Legislative Council. Nos. 8 and 9.
 Notices of Motion and Orders of the Day. No. 9.
 Birchip Land Bill—[11]. (To Members of Council only.)
 Trust Funds Bill—[18]. (To Members of Council only.)
 Port Melbourne Public Park and Garden Bill—[40]. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 13, 14, and 15.
 Notices of Motion and Orders of the Day. No. 15.
 Mr. Zox's Notice of Motion to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance. (To Members only.)
 Public Service Reclassification Bill—[44].

VICTORIA.

No. 11.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 15TH DECEMBER, 1897.

1. The Council met in accordance with adjournment.
2. ABSENCE OF THE PRESIDENT.—The Clerk having announced that the Honorable the President was unavoidably absent, the Honorable F. Brown, on the motion of the Honorable Sir H. Cuthbert, was chosen to fill temporarily the office and perform all the duties of the President during his absence.
3. The Acting President took the Chair.
4. The Acting President read the Prayer.
5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 - Land Act 1890—
 - Schedule of Swamp Leases containing Special Conditions.
 - Schedule of Swamp Leases containing Special Conditions.
 - Victorian Naval and Military Forces.—Alterations in Financial and Store Regulations (Parts I. and VI.).
6. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Sir H. J. Wrixon the following Order of the Day was read and discharged :—
 - Workmen's Compensation Bill—Second reading.*
 Ordered—That the said Bill be withdrawn.
7. DENTISTS LAW AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time. Debate ensued. Question—put and negatived.
8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday next :—
 - Melbourne and Metropolitan Board of Works Act 1890 further Amendment Bill—Second reading.*
9. The President took the Chair.
10. DEFUNCT COMPANIES 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, and the Council resolved itself into Committee. The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with amendments. The Honorable Sir H. Cuthbert moved, by leave, That the Report from the Committee of the whole be taken into consideration this day. Question—put and resolved in the affirmative. On the motion of the Honorable Sir H. Cuthbert the Council adopted the Report from the Committee of the whole on this Bill. And, on the further motion of the Honorable Sir H. Cuthbert, the Bill was read a third time and passed. The Honorable Sir H. Cuthbert moved, That the following be the title of the Bill :—
 - “ An Act relating to Defunct Companies.”*
 Question—put and resolved in the affirmative. Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.

11. **BIRCHIP LAND RESUMPTION BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.
 Question—put and resolved in the affirmative.
 And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.
 The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.
 On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.
 And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.
 The Honorable W. McCulloch moved, That the following be the title of the Bill :—
“An Act to provide for the Resumption by the Crown of certain Land reserved as a site for a Mechanics’ Institute and Public Hall at Birchip.”
 Question—put and resolved in the affirmative.
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
12. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced the receipt of the following Message from the Legislative Assembly :—
 MR. PRESIDENT—
 The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes,*” with which they desire the concurrence of the Legislative Council.
 F. C. MASON,
 Speaker.
 Legislative Assembly,
 Melbourne, 15th December, 1897.
13. **PUBLIC SERVICE RECLASSIFICATION BILL.**—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes,*” be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and, by leave, to be read a second time this day.
14. **PORT MELBOURNE PUBLIC PARK AND GARDEN BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable W. McCulloch moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.
 Question—put and resolved in the affirmative.
 And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.
 The President resumed the Chair; and the Honorable F. Brown having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.
 On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.
 And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.
 The Honorable W. McCulloch moved, That the following be the title of the Bill :—
“An Act to provide a Site for a Public Park and Garden at Port Melbourne.”
 Question—put and resolved in the affirmative.
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
15. **COLONIAL AMMUNITION COMPANY LIMITED 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, and the Council resolved itself into Committee.
 The President resumed the Chair; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with an amendment.
 The Honorable W. McCulloch moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.
 Question—put and resolved in the affirmative.
 On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.
 And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.
 The Honorable W. McCulloch moved, That the following be the title of the Bill :—
“An Act relating to the Colonial Ammunition Company Limited.”
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.

16. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Sir H. Cuthbert the following Order of the Day was, after debate, read and discharged :—

Drainage Bill—Second reading.

Ordered—That the said Bill be withdrawn.

17. PUBLIC SERVICE RECLASSIFICATION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Sir H. Cuthbert moved, That this Bill be now read a second time. Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Sir H. Cuthbert, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair ; and the Honorable F. Brown reported that the Committee had gone through the Bill and agreed to the same with amendments.

The Honorable W. McCulloch moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.

The Honorable W. McCulloch moved, That the following be the title of the Bill :—

“ An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes.”

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act relating to certain Public and Bank Holidays,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 15th December, 1897.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to provide for the Purchase of an Annuity for the Honorable Sir Graham Berry, K.C.M.G., late Speaker of the Legislative Assembly,*” with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 15th December, 1897.

20. BERRY ANNUITY BILL.—The Honorable W. McCulloch moved, That the Bill transmitted by the foregoing Message, intituled “ *An Act to provide for the Purchase of an Annuity for the Honorable Sir Graham Berry, K.C.M.G., late Speaker of the Legislative Assembly,*” 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 this day.

The Honorable W. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable W. McCulloch moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. McCulloch, the President left the Chair, and the Council resolved itself into Committee.

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

On the motion of the Honorable W. McCulloch the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable W. McCulloch, the Bill was read a third time and passed.

The Honorable W. McCulloch moved, That the following be the title of the Bill :—

“ An Act to provide for the Purchase of an Annuity for the Honorable Sir Graham Berry, K.C.M.G., late Speaker of the Legislative Assembly.”

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Vegetation Diseases Act 1896,'*" and acquaint the Legislative Council that the Legislative Assembly insist on disagreeing with new clause B, and do not insist on disagreeing with the other amendments insisted on by the Legislative Council.

Legislative Assembly,
Melbourne, 15th December, 1897.

F. C. MASON,
Speaker.

And the said amendment was read, and is as follows:—

Insert the following new clause:—

B. In clauses eight and nine of the *Vegetation Diseases Act 1896* before the word "eradicate" insert "all reasonable measures to."

The Honorable W. McCulloch moved, That the Council do not now insist on their amendment to insert new clause B.

Debate ensued.

Question—put and negatived.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council still insist on their amendment disagreed with by the Legislative Assembly.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act relating to the Colonial Ammunition Company Limited,'*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the same without amendment.

Legislative Assembly,
Melbourne, 15th December, 1897.

F. C. MASON,
Speaker.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the Administration and Probate Acts,'*" and acquaint the Legislative Council that the Legislative Assembly have agreed to some of the amendments made in such Bill by the Legislative Council, and have disagreed with others of the said amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 15th December, 1897.

F. C. MASON,
Speaker.

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

Amendments made by the Legislative Council.

How dealt with by the Legislative Assembly.

- | | | |
|---|---|-----------------|
| <ol style="list-style-type: none"> 1. Clause 4, omit this clause. 2. Clause 5, lines 5-6, omit "in preference to a creditor applying in that capacity" and insert "where the estate does not amount in value to Three hundred pounds in preference to a creditor applying in that capacity whose debt does not amount to Fifty pounds or to a creditor who has not obtained the consent in writing of creditors to the amount of Fifty pounds." 3. " line 6, after "creditor" insert "whose debt does not amount to Fifty pounds." 4. " lines 6-7, omit "Registrar or." 5. " omit sub-clause (2). 6. Clause 7, lines 33-5, omit "and compliance herewith shall be deemed to be a condition of such creditor's administration bond." 7. Clause 9, lines 17-18, omit "it thinks fit upon making such Order as aforesaid remove" and insert "satisfied that there has been negligence or maladministration make an Order removing." | } | Disagreed with. |
|---|---|-----------------|

Amendments made by the Legislative Council.

How dealt with by the Legislative Assembly.

8. After clause 11 insert the following new clause :—

BB. (1) Notwithstanding anything to the contrary contained in section three of the *Administration and Probate Act* 1892, where a widow takes out administration to her husband's estate the penalty of the bond required under sections fifteen and sixteen of the Principal Act shall be equal to the amount under which the property of the deceased is sworn, less the amount to which such widow is primarily entitled as her share of the estate.

(2) Sub-section (1) of this section shall have no force or effect in any case unless the widow applying for administration shall have given notice to creditors to send in their claims against the estate by advertisement in a newspaper published in Melbourne once at least for two consecutive weeks and in a newspaper circulating in the locality where the husband resided.

} Disagreed with.

9. After clause 13 insert the following new clause :—

E. This Act shall remain in force until the thirty-first day of December One thousand nine hundred.

Amendments 1 to 8, after debate, insisted on.

Amendment 9 not insisted on.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council insist on some of their amendments disagreed with by the Legislative Assembly, and do not insist on their amendment to insert new clause E.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Post Office Act 1890' and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to some of the amendments made in such Bill by the Legislative Council, have disagreed with one of the said amendments, and have disagreed with others, but have made consequential amendments therein, with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 15th December, 1897.

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

Amendments made by the Legislative Council.

How dealt with by the Legislative Assembly.

1. Clause 6, omit paragraph (a)

} Disagreed with, with the following amendment :— Omit "therefrom" (the last word of the paragraph) and insert "therein."

2. " line 38, after "published" insert "in the colony"

} Disagreed with.

3. " (page 3), lines 9-12, omit "the letterpress of the same being printed in Victoria from type set up by hand or machine in Victoria or from stereotype plates made therefrom"

} Disagreed with, with the following amendment :— Omit "therefrom" and insert "therein."

The Honorable Sir H. Cuthbert moved, That the Council do not insist on amendment 1, and agree to the amendment of the Legislative Assembly.

Question—put and negatived.

Amendments 2 and 3 insisted on.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council insist on their amendments disagreed with by the Legislative Assembly.

And the Council having continued to sit till after Twelve of the clock,

THURSDAY, 16TH DECEMBER, 1897.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Post Office Act 1890' and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly do not insist on disagreeing with the amendments made and insisted on by the Legislative Council in such Bill.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 16th December, 1897.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act to amend the ‘ Vermin Destruction Act 1890,’* ” and acquaint the Legislative Council that the Legislative Assembly do not insist on disagreeing with the amendment made and insisted on by the Legislative Council in such Bill.

Legislative Assembly,
Melbourne, 15th December, 1897.

F. C. MASON,
Speaker.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to amend and continue an Act intituled ‘ An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,’* ” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 16th December, 1897.

F. C. MASON,
Speaker.

28. CAPE PATTERSON AND KILCUNDA JUNCTION RAILWAY ACT AMENDMENT AND CONTINUATION BILL.

—The Honorable G. Godfrey moved, by leave, That all the Standing Orders relating to Private Bills be suspended in relation to the Bill to amend and continue an Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes, and that all fees be remitted with regard to such Bill.

Question—put and resolved in the affirmative.

The Honorable G. Godfrey moved, That the Bill transmitted by the foregoing Message, intituled “ *An Act to amend and continue an Act intituled ‘ An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,’* ” be now read a first time.

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

The Honorable G. Godfrey moved, That this Bill be now read a second time.

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

The Honorable G. Godfrey moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable G. Godfrey, the President left the Chair, and the Council resolved itself into Committee.

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

On the motion of the Honorable G. Godfrey the Council adopted the Report from the Committee of the whole on this Bill.

And, on the further motion of the Honorable G. Godfrey, the Bill was read a third time and passed.

The Honorable G. Godfrey moved, That the following be the title of the Bill :—

“ *An Act to amend and continue an Act intituled ‘ An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.’* ”

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act for the purpose of constructing a Railway Siding from Bungaree Junction to the Race-course Reserve,* ” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,
Melbourne, 16th December, 1897.

F. C. MASON,
Speaker.

30. BUNGAREE JUNCTION TO RACE-COURSE RESERVE RAILWAY CONSTRUCTION BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled “ *An Act for the purpose of constructing a Railway Siding from Bungaree Junction to the Race-course Reserve,* ” 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 this day.

The Honorable A. Wynne moved, That this Bill be now read a second time,

Debate ensued.

Question—put.

The Council divided.

Ayes, 14.
The Hon. F. Brown
J. C. Campbell
T. Comrie
T. Dowling
N. FitzGerald
C. J. Ham
D. Ham
P. Phillips
A. O. Sachse
J. Sternberg
J. A. Wallace
A. Wynne.

Tellers.

E. Morey
T. D. Wanliss.

Noes, 13.
The Hon. J. H. Abbott
J. Balfour
Sir R. T. H. Clarke, Bart.
Sir H. Cuthbert
G. Godfrey
F. S. Grimwade
N. Levi
W. McCulloch
E. Miller
W. Pitt
G. Simmie.

Tellers.

T. Brunton
Sir A. Snowden.

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

The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole.
Debate ensued.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable A. Wynne, the President left the Chair, and the Council resolved itself into Committee.

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

The Honorable A. Wynne moved, That the Report be now adopted.

Question—put.

The Council divided.

Ayes, 14.
The Hon. F. Brown
J. C. Campbell
T. Comrie
T. Dowling
N. FitzGerald
C. J. Ham
D. Ham
E. Morey
P. Phillips
A. O. Sachse
J. A. Wallace
T. D. Wanliss.

Tellers.

J. Sternberg
A. Wynne.

Noes, 13.
The Hon. J. H. Abbott
J. Balfour
Sir H. Cuthbert
G. Godfrey
F. S. Grimwade
N. Levi
W. McCulloch
E. Miller
W. Pitt
G. Simmie
Sir A. Snowden.

Tellers.

T. Brunton
Sir R. T. H. Clarke, Bart.

And so it was resolved in the affirmative.

And, on the further motion of the Honorable A. Wynne, the Bill, after debate, was read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

“An Act for the purpose of constructing a Railway Siding from Bungaree Junction to the Race-course Reserve.”

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act relating to Defunct Companies,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 15th December, 1897.

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

Clause 3, lines 17 and 18, omit “under the provisions of Division VIII. of the *Companies Act* 1896.”

Clause 4, lines 26 and 27, omit “except called and uncalled capital.”

„ line 30, after “property” insert “except called and uncalled capital.”

On the motion of the Honorable Sir H. Cuthbert the Council agreed to the several amendments made by the Legislative Assembly in this Bill, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes,*” and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council.

Legislative Assembly,
Melbourne, 16th December, 1897.

F. C. MASON,
Speaker.

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

1. Clause 3, lines 12–15, omit “Arthur Wolfe Chomley, Esquire, Judge of County Courts, John Henry Taylor, Esquire, Secretary of Friendly Society, and William Davidson, Esquire, Inspector-General of Public Works” and insert “three gentlemen to be appointed by the Governor in Council.”
2. Clause 4, line 9, before “In” insert “The Governor in Council may remove any member of the Board and.”
3. Clause 5, line 16, omit “said Arthur Wolfe Chomley shall be” and insert “Governor in Council may appoint.”

Amendment 1, after debate, not insisted on.

Amendment 2 insisted on.

Amendment 3 not insisted on.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council do not insist on two of their amendments disagreed with by the Legislative Assembly and do insist on another of the said amendments.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the Administration and Probate Acts,*” and acquaint the Legislative Council that the Legislative Assembly insist on disagreeing with the amendments made and insisted on by the Legislative Council in such Bill.

Legislative Assembly,
Melbourne, 16th December, 1897.

F. C. MASON,
Speaker.

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

Amendments made by the Legislative Council.

How dealt with.

- | | | |
|---|---|--|
| <ol style="list-style-type: none"> 1. Clause 4, omit this clause. 2. Clause 5, lines 5–6, omit “in preference to a creditor applying in that capacity” and insert “where the estate does not amount in value to Three hundred pounds in preference to a creditor applying in that capacity whose debt does not amount to Fifty pounds or to a creditor who has not obtained the consent in writing of creditors to the amount of Fifty pounds.” 3. „ line 6, after “creditor” insert “whose debt does not amount to Fifty pounds.” 4. „ lines 6–7, omit “Registrar or.” 5. „ omit sub-clause (2). 6. Clause 7, lines 33–5, omit “and compliance herewith shall be deemed to be a condition of such creditor’s administration bond.” 7. Clause 9, lines 17–18, omit “it thinks fit upon making such Order as aforesaid remove” and insert “satisfied that there has been negligence or maladministration make an Order removing.” | } | <p>Disagreed with by the Assembly; insisted on by the Council; and disagreement insisted on by the Assembly.</p> |
|---|---|--|

Amendments made by the Legislative Council.

How dealt with.

8. After clause 11 insert the following new clause:—

BB. (1) Notwithstanding anything to the contrary contained in section three of the *Administration and Probate Act* 1892, where a widow takes out administration to her husband's estate the penalty of the bond required under sections fifteen and sixteen of the Principal Act shall be equal to the amount under which the property of the deceased is sworn, less the amount to which such widow is primarily entitled as her share of the estate.

(2) Sub-section (1) of this section shall have no force or effect in any case unless the widow applying for administration shall have given notice to creditors to send in their claims against the estate by advertisement in a newspaper published in Melbourne once at least for two consecutive weeks and in a newspaper circulating in the locality where the husband resided.

Disagreed with by the Assembly; insisted on by the Council; and disagreement insisted on by the Assembly.

The Honorable Sir H. Cuthbert moved, That the Council do not now insist on their amendments.

Question—put and negatived.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council still insist on their amendments disagreed with by the Legislative Assembly.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly do not insist on disagreeing with the amendment in clause 4 made and insisted on by the Legislative Council.

F. C. MASON,
Speaker.

Legislative Assembly,
Melbourne, 16th December, 1897.

35. ADJOURNMENT.—The Honorable Sir H. Cuthbert moved, by leave, That the Council, at its rising, adjourn until Thursday next.

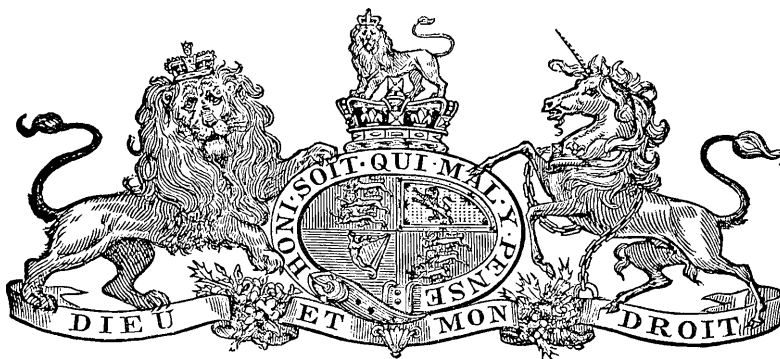
Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at fifty-nine minutes past three o'clock in the morning, adjourned until Thursday next.

GEORGE H. JENKINS,
Clerk of the Legislative Council.

[4853]



SECOND SUPPLEMENT
TO THE
VICTORIA
GOVERNMENT GAZETTE
OF FRIDAY, DECEMBER 17, 1897.

Published by Authority.

No. 123.]

TUESDAY, DECEMBER 21.

[1897.

PROROGUING THE PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency the Right Honorable Thomas, Baron Brassey, Knight Commander of the Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

WHEREAS by *The Constitution Act* it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he might think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient: And whereas it is expedient to prorogue the said Council and Assembly, called "The Parliament of Victoria": Now therefore I, the Governor of Victoria, in exercise of the power conferred by the said Act, do by this my Proclamation prorogue the said Council and Assembly, called "The Parliament of Victoria," until Tuesday, the 1st day of March, 1898.

Given under my Hand and the Seal of the Colony, at Melbourne, this twenty-first day of December, in the year of our Lord One thousand eight hundred and ninety-seven, and in the sixty-first year of Her Majesty's reign.

(L.S.)

BRASSEY.

By His Excellency's Command,
GEORGE TURNER.

GOD SAVE THE QUEEN!

ACTS OF PARLIAMENT.

PROCLAMATION

By His Excellency the Right Honorable Thomas, Baron Brassey, Knight Commander of the Most Honorable Order of the Bath; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

I, THE Governor of Victoria, do hereby declare that I have this day assented, in Her Majesty's name, to the Bills passed by the Parliament of Victoria, the titles whereof are hereinafter set forth, that is to say:—

- "An Act relating to certain Public Contracts."
- "An Act to validate the purchase of the Great Morwell Coal Company's Line of Railway."
- "An Act to apply a certain provision of the *Local Government Act 1890* to the City of Melbourne and Town of Geelong."
- "An Act to declare the Rates of Duties of Income Tax for the year ending on the thirty-first day of December One thousand eight hundred and ninety-eight."
- "An Act to enable the Main Street of Rutherglen to be reduced to a width not less than fifty-six feet."
- "An Act relating to the Dookie and Katamatite Tramway."
- "An Act to provide for the Extension of the Dunolly Cemetery."
- "An Act relating to certain Public and Bank Holidays."
- "An Act to provide for the Purchase of an Annuity for the Honorable Sir Graham Berry, K.C.M.G., late Speaker of the Legislative Assembly."
- "An Act to vest the Trust Funds in Trustees and for other purposes."
- "An Act to provide for the Resumption by the Crown of certain Land reserved as a site for a Mechanics' Institute and Public Hall at Birchip."
- "An Act to provide a Site for a Public Park and Garden at Port Melbourne."
- "An Act to provide for the appointment of a Board to reclassify the Public Service and for other purposes."
- "An Act relating to the Colonial Ammunition Company Limited."
- "An Act to amend the *Vermin Destruction Act 1890*."
- "An Act to amend and continue an Act intitled 'An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.'"
- "An Act for the purpose of constructing a Railway Siding from Bungaree Junction to the Race-course Reserve."
- "An Act relating to Defunct Companies."
- "An Act to amend the *Post Office Act 1890* and for other purposes."

Given under my Hand and the Seal of the Colony, at Melbourne, this twenty-first day of December, in the year of our Lord One thousand eight hundred and ninety-seven, and in the sixty-first year of Her Majesty's reign.

(L.S.)

BRASSEY.

By His Excellency's Command,

GEORGE TURNER.

GOD SAVE THE QUEEN!

By Authority: ROBT. S. BRAIN, Government Printer, Melbourne.

SELECT COMMITTEES.

PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS
(JOINT).

APPOINTED (UNDER ACT No. 1350) 26TH OCTOBER, 1897.

The Hon. J. Buchanan
D. Melville

The Hon. E. Morey.

APPOINTED DURING THE SECOND SESSION 1897.

No. 1.—STANDING ORDERS.

Appointed 26th October, 1897.

The Hon. The President		The Hon. J. Service
S. Austin		Sir A. Snowden
J. Balfour		Sir H. J. Wrixon
J. Bell		A. Wynne
S. W. Cooke		Sir H. Cuthbert.

No. 2.—PARLIAMENT BUILDINGS (JOINT).

Appointed 26th October, 1897.

The Hon. The President		The Hon. S. Fraser
J. H. Abbott		W. Pitt.
T. Dowling		

No. 3.—LIBRARY (JOINT).

Appointed 26th October, 1897.

The Hon. The President		The Hon. A. O. Sachse
C. J. Ham		Sir H. Cuthbert.
D. Melville		

No. 4.—REFRESHMENT ROOMS (JOINT).

Appointed 26th October, 1897.

The Hon. E. J. Crooke		The Hon. J. M. Pratt
Dr. W. H. Embling		J. A. Wallace.
E. Morey		

No. 5.—PRINTING.

Appointed 26th October, 1897.

The Hon. The President		The Hon. G. Godfrey
T. Brunton		D. Ham
J. Buchanan		C. Sargeant
Sir R. T. H. Clarke, Bart.		J. Sternberg
J. H. Connor		T. D. Wanliss.

No. 6.—ADDRESS IN REPLY TO THE OPENING SPEECH OF HIS EXCELLENCY
THE GOVERNOR.

Appointed 26th October, 1897.

The Hon. T. Comrie		The Hon. Dr. W. H. Embling
Sir R. T. H. Clarke, Bart.		E. Miller
J. Bell		E. Morey.
S. W. Cooke		

No. 7.—ELECTIONS AND QUALIFICATIONS.

Appointed (by President's Warrant) 23rd November, 1897.

The Hon. T. Brunton J. H. Connor Sir H. Cuthbert T. Dowling	 	The Hon. C. J. Ham D. Melville Sir H. J. Wrixon.
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No. 8.—EXPORTED PRODUCTS BILL.

Appointed 14th December, 1897.

The Hon. J. Balfour J. Bell J. C. Campbell J. H. Connor E. J. Croke	 	The Hon. W. McCulloch D. Melville P. Phillips N. Thornley R. Reid.
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THE HISTORY OF THE UNITED STATES

The history of the United States is a story of growth and change. From the first settlers to the present day, the nation has evolved through various stages of development. The early years were marked by exploration and settlement, followed by a period of rapid expansion and industrialization. The American Revolution and the Civil War were pivotal moments in the nation's history, shaping its identity and values. The 20th century brought significant social and political changes, leading to the modern United States we know today.

CHAPTER I: THE EARLY YEARS

The early years of the United States were characterized by exploration and settlement. The first European settlers arrived in North America in the late 15th and early 16th centuries. They established colonies and began to build a new society. The Pilgrims and Puritans were among the first groups to settle in the New England region. The Spanish and French also established colonies in other parts of the continent. The early years were marked by hardship and struggle, but the settlers persevered and laid the foundation for the nation.

CHAPTER II: THE REVOLUTION

The American Revolution was a pivotal moment in the nation's history. It was a struggle for independence from British rule. The colonists were frustrated with British policies and taxation, and they eventually decided to fight for their freedom. The Revolution began in 1775 and ended in 1783. The Declaration of Independence was signed in 1776, and the United States was born. The Revolution established the principles of democracy and self-governance that have guided the nation ever since.

CHAPTER III: THE CIVIL WAR

The Civil War was a period of intense conflict and division in the United States. It was fought between the Union and the Confederacy from 1861 to 1865. The war was primarily over the issue of slavery, but it also dealt with states' rights and the future of the nation. The Union emerged victorious, and slavery was abolished. The Civil War was a defining moment in American history, and its legacy continues to shape the nation today.

CHAPTER IV: THE 20TH CENTURY

The 20th century was a period of rapid change and progress in the United States. It was a time of great achievement and innovation. The United States emerged as a world superpower, and its influence was felt around the globe. The 20th century was also a time of social and political upheaval. The Civil Rights Movement, the Vietnam War, and the Watergate scandal were among the major events of the era. The 20th century shaped the modern United States, and its legacy continues to be felt today.

CHAPTER V: THE FUTURE

The future of the United States is a topic of great interest and debate. As the nation continues to evolve, it faces new challenges and opportunities. The future will be shaped by the choices we make today. We must continue to uphold the values of democracy and self-governance, and we must work to address the challenges of the 21st century. The future of the United States is bright, and it is up to us to make it so.

CHAPTER VI: CONCLUSION

The history of the United States is a story of growth and change. From the first settlers to the present day, the nation has evolved through various stages of development. The early years were marked by exploration and settlement, followed by a period of rapid expansion and industrialization. The American Revolution and the Civil War were pivotal moments in the nation's history, shaping its identity and values. The 20th century brought significant social and political changes, leading to the modern United States we know today.

VICTORIA.

LEGISLATIVE COUNCIL.

SECOND SESSION 1897.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 1.

Extracted from the Minutes.

TUESDAY, 7TH DECEMBER, 1897.

No. 1.—VERMIN DESTRUCTION ACT 1890 AMENDMENT BILL—Clause 3 :—

Nothing in this Act contained shall impose any liability upon the owner for the time being of any land who became such owner after materials as aforesaid had been furnished or offered to be furnished to the owner of the land or create any charge upon the land if such owner for the time being proves that at the time he became such owner there were on the land no such materials as aforesaid and that he had no knowledge that such materials had at any time been furnished or offered to be furnished as aforesaid.—(Hon. Sir H. Cuthbert.)

Question—That clause 3 stand part of the Bill—put.

Committee divided.

Ayes, 10.

- The Hon. Sir H. Cuthbert
- Dr. W. H. Embling
- S. Fraser
- G. Godfrey
- W. McCulloch
- E. Miller
- R. Reid
- Sir A. Snowden.

Tellers.

- A. O. Sachse
- A. Wynne.

Noes, 19.

- The Hon. J. H. Abbott
- S. Austin
- J. Bell
- J. Buchanan
- J. C. Campbell
- T. Comrie
- E. J. Crooke
- T. Dowling
- C. J. Ham
- D. Ham
- D. Melville
- E. Morey
- W. Pearson
- P. Phillips
- N. Thornley
- T. D. Wanliss
- Sir H. J. Wrixon.

Tellers.

- F. S. Grimwade
- J. M. Pratt.

And so it passed in the negative.

THURSDAY, 9TH DECEMBER, 1897.

No. 2.—TRUST FUNDS VESTING BILL—Clause 2 :—

In this Act unless the context otherwise requires—

“Trustees” shall mean the Treasurer the Speaker of the Legislative Assembly and the members of the Committee of Public Accounts ;

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—(*Hon. Sir H. Cuthbert.*)

Amendment proposed—That the words “the President of the Legislative Council” be inserted after the word “Treasurer” in line 2.—(*Hon. J. Bell.*)

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

Committee divided.

Ayes, 14.

The Hon. J. H. Abbott
T. Brunton
J. C. Campbell
Sir R. T. H. Clarke, Bart.
D. Melville
W. Pearson
J. M. Pratt
R. Reid
A. O. Sachse
J. Sternberg
J. A. Wallace
A. Wynne.

Tellers.

J. Bell
Sir A. Snowden.

Noes, 13.

The Hon. J. Balfour
T. Comrie
Sir H. Cuthbert
S. Fraser
G. Godfrey
C. J. Ham
N. Levi
W. McCulloch
E. Morey
P. Phillips
Sir H. J. Wrixon.

Tellers.

F. S. Grimwade
N. Thornley.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE COUNCIL.

SECOND SESSION 1897.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 2.

Extracted from the Minutes.

TUESDAY, 14TH DECEMBER, 1897.

No. 1.—POST OFFICE ACT 1890 AMENDMENT BILL—Clause 10 :—

The powers conferred by section thirty of the *Post Office Act 1890* on the Postmaster-General may be exercised by him with regard to letters packets newspapers or parcels addressed to any person whatever whether residing within or beyond the limits of Victoria.—(*Hon. Sir H. Cuthbert.*)

Question—That clause 10 stand part of the Bill—put.
Committee divided.

Ayes, 18.

The Hon. J. Balfour
J. Buchanan
T. Comrie
Sir H. Cuthbert
T. Dowling
Dr. W. H. Embling
F. S. Grimwade
D. Ham
W. McCulloch
D. Melville
R. Reid
C. Sargeant
G. Simmie
Sir A. Snowden
N. Thornley
Sir H. J. Wrixon.

Tellers.

J. H. Abbott
J. Sternberg.

Noes, 19.

The Hon. J. Bell
J. C. Campbell
Sir R. T. H. Clarke, Bart.
J. H. Connor
E. J. Croke
N. FitzGerald
S. Fraser
G. Godfrey
N. Levi
E. Morey
W. Pearson
P. Phillips
J. M. Pratt
A. O. Sachse
J. A. Wallace
T. D. Wanliss
A. Wynne.

Tellers.

S. Austin
W. Pitt.

And so it passed in the negative.

WEDNESDAY, 15TH DECEMBER, 1897.

No. 2.—PUBLIC SERVICE RECLASSIFICATION BILL—Clause 3 :—

(1) For the carrying out of the provisions of this Act a Board shall be appointed to be called the Reclassification Board and hereinafter referred to as the Board.

(2) Such Board shall consist "of" Arthur Wolfe Chomley, Esquire, Judge of County Courts, John Henry Taylor, Esquire, Secretary of Friendly Society, and William Davidson, Esquire, Inspector-General of Public Works.

—(*Hon. Sir H. Cuthbert.*)

Amendment proposed—That all the words after "of," in line 3, to the end of sub-clause (2), be omitted, with a view to insert in place thereof the words "three gentlemen to be appointed by the Governor in Council."—(*Hon. F. S. Grimwade.*)

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

Ayes, 13.

The Hon. T. Brunton
Sir R. T. H. Clarke, Bart.
T. Comrie
Sir H. Cuthbert
N. FitzGerald
G. Godfrey
N. Levi
W. McCulloch
E. Morey
P. Phillips
G. Simmie.

Tellers.

J. Sternberg
T. D. Wanliss.

Noes, 17.

The Hon. J. H. Abbott
J. Balfour
J. Bell
J. C. Campbell
F. S. Grimwade
C. J. Ham
D. Ham
D. Melville
W. Pitt
R. Reid
A. O. Sachse
Sir A. Snowden
J. A. Wallace
Sir H. J. Wrixon
A. Wynne.

Tellers.

S. Fraser
J. M. Pratt.

And so it passed in the negative.



PROCEEDINGS OF THE SOCIETY
BY W. G. MINDEN